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M I N U T E S

OF THE

Freeholders of the County of Ayr,

AT THEIR

Michaelmas Head Court, 1780.

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MINUTES

OF THE

Freeholders of the County of Ayr,

AT THEIR

Michaelmas Head Court, 1780.

Ayr, 3d October 1780.

CONVENED the Freeholders following at their Michaelmas Head Court, viz.

- | | |
|---------------------------------------|---------------------------------------|
| Alexander Boswell Lord Auchinleck, | 27 Neil Snodgrafs of Cunninghamhead, |
| Alexander Montgomery of Coilsfield, | Hugh Logan of Logan, |
| Hamilton Blair of that Ilk, | Robert Kennedy of Daljarroch, |
| Alexander Fairlie of that Ilk, | 30 George Fullarton of Bartonholm, |
| 5 Archibald Nisbet, of Carfinn, | James Ritchie of Busbie, |
| John Dunlop of Dunlop, | John Hamilton of Sundrum, |
| Sir William Cunningham of Robertland, | John Crawford of Auchinames, |
| James Muir Campbell of Rowallan, | Sir John Catheart of Carleton, Bart. |
| Charles Dalrymple of Orangefield, | 35 James Catheart of Carleton, |
| 10 Archibald Crawford of Ardmillan, | John Orr of Barrowfield, |
| Robert Kennedy of Plinmore, | Richard Oswald of Auchinervive, |
| William Mackerroll of Hillhouse, | William Macereadie of Pearston, |
| John Steel of Corraith, | John Girvan of Auchairn, |
| John Macadam of Craigengillan, | 40 Charles Ferguson, Esq; merchant in |
| 15 John Hutchison of Munkwood, | London, |
| Robert Hunter of Hunterstown, | Mr George Ferguson, advocate, of Pol- |
| John Hamilton of Bargeny, | whirter, |
| Robert Moore of Blairston, | Alexander Wedderburn of Wedderburn |
| Adam Crawford Newall of Polquhairn, | James Colquhoun younger of Lufs, |
| 20 William Logan of Castlemains, | George Dempster of Dunichan, |
| Sir Adam Ferguson of Kilkerran, Bart. | 45 David Ferguson, merchant in Ayr, |
| John Campbell of Skerrington, | James Crawford, writer to the signet, |
| William Campbell of Fairfield, | John Kelfo of Dankeith, |
| William Ferguson of Auchinsoul, | John Brown of Lanfine, |
| 25 James Macghe of Skeldon, | Dr Alexander Stevenson, physician in |
| John Campbell of Wellwood, | Glasgow, |

A

50 Primrose

- 50 Primrose Kennedy of Drumillan,
Dr Andrew Hunter, minister, now in
Edinburgh,
William Macdowall younger of Castle-
temple,
John Fordyce of Ayton,
William Rowett of Bellreth,
55 Caleb Whitefoord, Esq; wine-merchant
in London,
Isaac Grant, writer to the signet,
Patrick Douglas, surgeon in Ayr,
John Macdonald Fergushill of Bur-
nockton,
Alexander Stewart of Afton,
60 Thomas Brisbane of Brisbane,
The Honourable Andrew Erskine,
Macorn Rankine of Drumdow,
John Busbie of Kempleton,
Hugh Kennedy of Bennan,
65 John Fergusson of Greenvale,
Mathew Stewart of Lochridge,
John Macmihen of Killfaintninian,
Thomas Kennedy of Denure,
Sir John Whitefoord of Whitefoord,
Bart.
70 Alexander Dunlop of Colelan,
Alexander Fergusson of Craigdarroch,
Dr James Hunter, physician, Edinburgh,
William Fullarton of Rosemount,
The Honourable John Cunningham,
75 John Miller of Glenlee,
David Macclure of Shaw-wood,
Boyd Porterfield of Porterfield,
William Cunningham of Lainshaw,
John Glen of Afslofs,
80 James Neill of Shaw,
John Hunter, writer to the signet,
John Walkinshaw Crawford of Craw-
fordland,
Hugh Dalrymple younger of North
Berwick,
Hugh Millwraith of Auchinshour,
85 John Allan of Kerfinn,
John Stewart of Dalry,
Hugh Ross of Kerse,
John Campbell of Newfield,
James Bremner, writer in Edinburgh,
90 George Hepburn, writer there,
William Macrotchert, in Ayr,
William Crawford, in Dalvennau,
John Russell junior, clerk to the signet,
- 94 Hugh Campbell of Mayfield,
95 Quinten Macadam of Grinneth,
Andrew Blane of Blanehead,
John Shaw Stewart of Greenock,
David Kennedy of Craig,
Charles Macdowall, Esq; advocate,
100 Christopher Kilby Macadam, for Har-
perland,
James Riddell, late of Grenada, now
merchant in Ayr,
John Macmillan, surgeon in Dalmel-
lington,
Thomas Moffat of Muirbrock,
William Johnston of Roundstonefoot,
105 Dr William Park of Langlands,
Mr John Robertson, minister of Kil-
marnock,
Alexander Mollison, surgeon in Port
Glasgow,
Mr Geo. Cupples, minister of Swinton,
Basile Alves, Fort Major of Edin-
burgh Castle,
110 The Hon. Captain James Stewart,
The Hon. Patrick Maitland,
Andrew Houston of Jordanhill,
Alexander Baillie of Parbroath,
James Macdowall, merchant, Glasgow,
115 Robert Campbell of Dounay,
George Menzies, sheriff-substitute of
Perthshire,
William Colquhoun, second son of Sir
James Colquhoun of Luss,
Robert Baillie, merchant, Edinburgh,
Alexander Inglis of Murdieston,
120 Will. Baillie, younger of Polkemmit,
Thomas Hogg, younger of Newliston,
George Houlton of Johnston,
John How of Dampton,
Sir Allan Maclean, Bart.
125 Will. Haggart, wine merchant, Leith,
John Montgomery, late of Borland,
now in Grange,
John Lamond of Lamond,
James Haddow, General Examiner of
Excise,
Bruce Campbell in Millrig,
130 John Wauchope, writer to the signet,
Chas. Thomson, merchant, Edinburgh,
Colin Campbell of Park,
John Campbell of Mellford,
William Miller of Montcastle,

133 John Patrick of Waterfide,
Vaughan Montgomery of the customs,
Dublin,
Thomas Montgomery, third son of A-
lexander Montgomery of Coilsfield,
John Graham of Deuchray,
Ja. Campbell, brother of Jo. Camp-
bell of Skerrington,
140 William Maculloch of Chang,
Charles Crookshanks in Bogside,
Mungo Campbell, Esq; in Edinburgh,

Hugh Montgomery at Eaglesham,
Robert Montgomery junior, in Bleth,
145 Lieut. Will. Mañon, late of 22d regi-
ment of foot
James Dalrymple younger of Orange-
field,
James Wilson junior, merchant in Kil-
marneek,
Lieut. Will. Ralston, late of the 25th
regiment of foot.

The meeting make choice of James Ritchie of Busbie to be their
preses, by a majority of votes; and John Murdoch, writer in Ayr,
was unanimously chosen clerk. (Signed) AD. FERGUSON.

Thereafter Mr George Ferguson moved, That in respect Captain John Ferguson of Greenvale, whose name stands upon the roll, notwithstanding he had renounced the qualification on which he stood, and which renunciation is on record, as instructed by an attested excerpt from the general register, did, after voting for preses and clerk, withdraw himself, in order to evade the oath of trust and possession, which he was instructed was to be put to him, having been personally informed of it by said Mr George Ferguson, shall now be expunged from the roll; which motion was seconded by Sir Adam Ferguson.

To which it was answered by Mr Busbie of Kempleton, That this court cannot take under their consideration any objection stated against a freeholder upon the roll, unless such objection had been lodged with the sheriff-clerk two months before the meeting, as directed by the act of parliament. When the trust oath was proposed to be put to Captain Ferguson by the objector, Captain Ferguson was not in court, and therefore it cannot be said he refused it, neither was he bound to remain one minute longer in the court than he chose, upon information from the objector, that he intended to call in question his right to remain upon the roll, in order to support his title, because he knew no objection was lodged, and therefore this court were debarred from taking that objection into consideration. If Captain Ferguson was really denuded, Mr George Ferguson ought to have lodged his objection long ago, which from the excerpt he produces, if it is to be trusted, he had in his power to do four years ago; and it is impossible to account for the delay on the part of the objector, unless it is supposed he intended to take an undue advantage of Captain Ferguson in his absence, which this

Answers

court

court will not countenance ; nor is it possible to strike Captain Ferguson off the roll, without reversing the law as it has hitherto been understood and applied in every case whatever.

Objection repelled.

The meeting having considered the objection and answer, they repel the objection, and allow Captain Ferguson to remain upon the roll. (Signed) JAMES RITCHIE.

Objection to Mr Orr of Burrowfield repelled.

Mr Dunlop of Dunlop, Charles Dalrymple of Orangfield, and Mr Charles Macdowall, advocate, produced an extract of the feisin of Mathew Dewane and Beeston Long, Esqrs. of the lands and barony of Grougar, upon which, or a part thereof, Mr Orr of Barrowfield stands inrolled, and insisted that the said Mr Orr should say, in presence of the meeting, is he now in possession of these lands ; and, in respect that the said John Orr, after voting for preses, had withdrawn from the meeting, from the knowledge that the trust-oath would be put to him, of which he was informed by a member of the court, who showed him the extract of the feisin, he should now be expunged from the roll.

1. James Mackay of Keirs.
2. Alexander Cunninghame writer to the signet.
3. William Gairdner of Ladykirk.
4. Thomas Reid, merchant in Dalmellington.
5. Mr John Campbell, minister of Corsphairn.

To which the said Mr Busby answered, That Mr Orr had left the court a considerable time before the objection was made, and therefore the court cannot take into their consideration any request to strike him off the roll.

6. Haughton Bowman merchant in Glasgow.

The meeting having considered the objection and answers, they repel the objection, and allow Mr Orr to remain upon the roll.

(Signed) JAMES RITCHIE.

7. William Miller of Walkinshaw.
 8. Ja. Paxton coachmaker in Edinburgh.
- All dead and struck off the roll.

The roll at last Michaelmas Head Court being now read over, and James Macharg of Kiers, Alexander Cunninghame, writer to the signet, William Gairdner of Ladykirk, Thomas Reid, merchant in Dalmellington, Mr John Campbell, minister of Corsphairn, Haughton Bowman, merchant in Glasgow, William Miller of Walkinshaw, and James Paxton, coachmaker in Edinburgh, being all dead, their names are struck out of the roll.

Wm. Macrotchert struck off the roll.

Thereafter, Mr Busby moved, That the objections lodged with the sheriff-clerk should be next taken up, and that the objection lodged against William Macrotchert should be first taken into consideration.

Which objection being considered by the meeting, they ordain William Macrotchert to be struck off the roll.

(Signed) JAMES RITCHIE.

Isaac Grant struck off.

Mr Busby next moved, That the objection against Mr Isaac Grant be next taken up ; and Mr George Ferguson moved, That the

the claim lodged for him, the said Isaac Grant, should be taken up and considered at the same time.

The meeting over-rule the last objection, and having considered the objection against the said Isaac Grant, they ordain his name to be struck off the roll; and having also considered the objection against Hugh Parker, merchant in Kilmarnock, they ordain his name to be struck off the roll; and the objection which was lodged against James Bremner, writer in Edinburgh, was withdrawn by the objector.

Thereafter it was moved by Mr George Ferguson, That the claim for Hugh Montgomery, Major in the Argyleshire or Western Fencible regiment, be first taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Hugh Montgomery, Esq; Major in the Argyleshire or Western regiment of Fencibles, eldest son of Alexander Montgomery, Esq; of Coilsfield, and indorsed by him for the said Hugh Montgomery, upon the 29th day of July last, mentioning that the said Hugh Montgomery claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be holden in the year 1780, as vassal to the Crown, and in possession of the superiority of all and whole the five merk lands of Barnell, Macrindle, and Snald, of old extent, with the pertinents, lying in the earldom of Carrick, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 23d day of February 1779 years, in favour of John Hamilton of Bargeny, Esq; his heirs and assignees whatsoever, heritably and irredeemably, of the ten pound land of Trochrigg, and of certain other lands therein mentioned, and particularly of the lands and others above written; as also, conform to a disposition, dated the 17th day of March 1779 years, granted by the said John Hamilton of Bargeny, whereby he gave, granted, alienated, and disposed to the said Hugh Montgomery, his heirs and assignees whatsoever, heritably and irredeemably, the foresaid five merk land of Barnell, Macrindle, and Snald, with the pertinents, and assigned and disposed to the said Hugh Montgomery the foresaid charter of resignation, with the precept of selsin therein contained, in so far as respects the said lands of Barnell, Macrindle, and Snald; as also conform to instrument of selsin in the said lands, in favour of the said Hugh Montgomery, following

Major Hugh
Montgomery.

B

on

Major Hugh
Montgomery.

Inrolled.

William Cun-
ninghame of
Enterkine.

on the said charter and disposition above recited, dated the 17th day of March 1779 years, and recorded in the particular register of fiefs, at Ayr, the 18th day of the said month and year: And the claimant condescended, that the said lands here claimed upon are a five merk land of old extent, as will be instructed by a retour prior to the year 1681, to be produced to the meeting.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said Hugh Montgomery entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

William Cunningshame of Enterkine having lodged with the clerk two claims, the one on the 7th of March, and the other on the 2d of August, both last, he now moves, that the one lodged on the 7th of March be read, and withdraws the other. And accordingly there was produced to the meeting by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for William Cunningshame, Esq; of Enterkine, and indorsed by him for the said William Cunningshame upon the 7th day of March last, mentioning, that the said William Cunningshame claimed to be inrolled, at the next Michaelmas Head Court, to be held at Ayr in this present year 1780, among the number and in the roll of freeholders of the said county, having right to vote for a member and representative in parliament for the said county at any subsequent election, in terms of the several acts of parliament, and particularly of the late act of parliament of Great Britain, entitled, "Act to explain and amend the laws touching the election of members to serve for the parliament in that part of Great Britain called Scotland;" and the titles on which he claimed to be inrolled were as follows: Precept from the Chancery for infesting the claimer, as heir to the deceased Colonel William Cunningshame of Enterkine, his father, in all and whole the five pound land of old extent of Laigland, called Leigland James, with the manor-place, houses, biggings, yards, orchards, mills, multures, fishings, coals, coal-heughs, tenants, tenantries, and services of free tenants, parts, pendicles, and whole pertinents of the same, with the teind-sheaves, great and small, as well parsonage as vicarage, of said lands, which five pound land of Leigland, and teinds, fishings, and others before written, were erected into one whole and free tenantry, called the tenantry of Leigland, and lie in King's Kyle, and shire of

of Ayr, which precept from the Chancery is dated the 3d day of November 1761 years; instrument of seisin following upon the said precept of the foresaid lands in favour of the claimant, dated the 7th day of November 1761, and registered in the particular register of seisins for the shire of Ayr the same day; special retour of the service of William Cunninghame, as heir of Mr Adam Cunninghame, his father, in the foresaid lands and others, dated the 16th day of October 1649 years, by which the foresaid lands of Leigland are retoured to be a five pound land of old extent.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said William Cunninghame entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for William Crawford of Doonside be next taken up: and Accordingly there was produced to the meeting by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for William Crawford, Esq; of Doonside, and indorsed by him for the said William Crawford, upon the 31st day of July last, mentioning, that the said William Crawford claimed to be inrolled in the roll of freeholders of the shire of Ayr, in order to be entitled to vote in the election of a member of parliament for Ayrshire, in terms of the laws in that behalf made; and the titles on which he claimed were the following: Charter of adjudication in implement, under the Seal appointed to be kept and used in Scotland by the treaty of Union, in place of the Great Seal, made and granted by his present Majesty, for himself, and as tutor and administrator in law to his Royal Highness George Augustus Frederick Prince of Wales, &c. with the special advice and consent of the Barons of Exchequer in Scotland, to and in favour of the said William Crawford, claimer, his heirs, and the heirs of tailzie therein mentioned, of all and haill the forty shilling land of old extent of Cloneys, and thirty-three shilling four penny land of Carnwhinshie, with all and singular houses, buildings, yards, orchards, parts, pendicles, and pertinents of the same whatsoever, lying in the barony of Monkland and Melroß, late bailliary of Carrick, and shire of Ayr, and also all and haill the twenty shilling land of Burnton, land of Corinfnton *alias* Knockfinton, with all and fundry houses, buildings, yards, outsets, infets, tofts, crofts, muirs, marshes, parts, pendicles, and pertinents of the same whatsoever, with the multures

William
Crawford of
Doonside.

multures of the lands of Burnton and Corifinton, and with all the multures used and wont, payable from the lands of Cloneys and Carnwhinshie, lying in the late regality of Melross, parish of Maybole, and shire of Ayr; as also all and haill the thirty-six shilling land of Pirriestown, with the houses, biggings, yards, parts, pendicles, and pertinents thereof, lying in the late bailliary of Carrick, and shire of Ayr; as also all and haill the lands of Slacks, and that part of the lands of Auchinbart called Knowhead, that part of the lands of Dalhoy called Dalhoy-muir, that part of the lands of Ashyeards called Ashyeard Meikle, and that part of the lands of Hallbrigg pertaining in property to John Gray, with the houses, biggings, yards, parts, pendicles, and whole pertinents thereof, all lying within the dukedom and late regality of Lenox, bailliary of Kylestewart, and shire of Ayr; which charter is dated the 6th day of August 1779, and written to the Seal and registered and sealed the 25th of September thereafter: Instrument of feisin upon the said charter, in favour of the claimer, of all and whole the lands and others foresaid, dated the 29th day of September 1779, and registered in the particular register of seifins for the shire of Ayr the 30th day of the said month of September, and year foresaid: And which lands, contained in the said charter and instrument of feisin before mentioned, stand rated in the valuation-books of the county of Ayr, by which the land-tax is collected, at upwards of L.400 Scots of valuation, as will appear from the said books themselves, which are referred to for proof thereof.

Objection.

Against which claim Mr Charles Macdowal objects, That the certificate of valuation produced does not correspond with the lands in the charter, which has the lands of Cloneys, whereas the certificate nor the cefs books has any article under that name; and likewise that the charter has Dalhoy muir, although the certificate has Dalhoy mair: There is no such article in the cefs books.

Answer.

To which it was answered to this critical objection, That the variation of spelling the two farms before mentioned, in the old valuation book and charter produced, are so trifling, that it can have no influence upon a judgment of the freeholders, more especially as it is a fact, that the lands contained in the claim, and those contained in the certificate of their valuation, are the identical lands for which the claimer pays the land tax and other public burdens, conform to the valuation and certificate, and that there are no other lands in the parish of these names.

The

The meeting having considered the objection, and answer, they ^{William} repel the objection by a majority, and order Mr Crawford to be ^{Crawford of} inrolled in the roll of freeholders of the county of Ayr, which was ^{Downside,} done accordingly. (Signed) ^{inrolled.}

JAMES RITCHIE.

Thereafter it was moved, That the claim of John Anderson, ^{John Ander-} writer to the signet, be next taken up. And accordingly there was ^{son, writer to} produced to the meeting, by John Murdoch, sheriff-clerk depute ^{the signet.} of Ayrshire, a claim that was presented to him for John Anderson, upon the 19th day of July last, mentioning, that the said John Anderson claimed to be inrolled at the Michaelmas Head Court in the year 1780, in order to his being inrolled in the roll of freeholders of the shire of Ayr: And the claimant produced charter of resignation in favour of John Hamilton of Bargeny, Esq; under the Seal appointed by the treaty of Union to be kept and used in Scotland, in place of the Great Seal formerly used there, of the lands therein mentioned, and particularly of all and whole the ten pound land of Trochrigg, with the tower, fortalice, yards, orchards, woods, mills, multures, houses, and biggings; lying within the earldom of Carrick, and sheriffdom of Ayr: Which charter is dated 23d February 1779. *Item*, Disposition, bearing date the 4th day of June 1779 years, made and granted by the said John Hamilton, whereby he alienated and disposed to the claimant, therein designed writer in Edinburgh, in liferent, during all the days of his lifetime, all and whole the said lands of Trochrigg, with the pertinents, particularly before described; and the said John Hamilton thereby assigned and disposed to the claimant, in liferent, as aforesaid, the charter above mentioned, and that allenarly in so far as concerned the lands above recited thereby disposed, with power to the claimant to obtain himself infeft in the lands above mentioned, by virtue of the said charter and precept of sesine therein contained, and the said John Hamilton his conveyance thereto: *Item*, Instrument of seisin, proceeding upon the said charter and disposition above mentioned, in favour of the claimant, in liferent, as aforesaid, of the said lands of Trochrigg, with the pertinents above described, dated the 15th, and registered in the register of seifins kept within the shire of Ayr the 24th day of June 1779: Which lands of Trochrigg are retoured to be a ten pound land, conform to the retour of Mr John Boyd of Trochrigg, dated the 21st day of April 1640.

Which claim, with the writs produced for instructing the same, ^{the} being

being considered by the meeting, they find the said John Anderson entitled to be inrolled in the roll of freeholders of the shire of Ayr, and ordain him to be inrolled accordingly.

(Signed)

JAMES RITCHIE.

Alex. Cunningham, second son of Sir William Cunningham of Robertland.

Thereafter it was moved, That the claim for Alexander Cunningham, Esq; second son of Sir William Cunningham of Robertland, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Alexander Cunningham, Esq; second son of Sir William Cunningham of Robertland, and indorsed by him for the said Alexander Cunningham, upon the 29th day of July last, mentioning, that the said Alexander Cunningham claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as vassal to the Crown, and in possession of the superiority of all and hail the forty shilling land of Hill of Kilmares; as also all and whole the four acres of land of Ruffel's Brae-head, extending to a two shilling eight penny land of old extent, with the parts, pendicles, and pertinents thereof; as also all and whole the four merk lands of Longmuir, Burnside, and Riddels, being parts of the barony of Kilmares; as also all and whole the twenty-six shilling eight penny lands of Bogside, with tenants, tenantries, and services of free tenants, and pertinents of the same; all which lands lie within the parish of Kilmares, bailiary of Cunningham, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773 years, in favour of Archibald Earl of Eglintoune, and his heirs therein mentioned, heritably and irredeemably, of the lands and lordship of Ardrossan, and of certain other lands, lordships, and baronies therein mentioned, and particularly of the lands and others above written; as also conform to a disposition and assignation, dated the 3d day of August 1779 years, granted by the said Archibald Earl of Eglintoune, whereby he not only gave, granted, and disposed, to the said Alexander Cunningham in liferent, during all the days of his lifetime, the said lands of Hill of Kilmares, the said lands of Ruffel's Braehead, and the said lands of Longmuir, Burnside, and Riddels, and the said lands of Bogside, with the pertinents, but also assigned, transferred, and disposed, to the said Alexander Cunningham, during his life, the whole writs thereof, and

and particularly the foresaid charter, with the precept of feisin therein contained, in so far as respects the said lands and others; as also conform to instrument of feisin in the said lands and others, in favour of the said Alexander Cunninghame, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779, and recorded in the general register of feisins at Edinburgh the 24th day of the said month and year: And the claimant condescended, that the lands here claimed upon stand rated in the cess books of the said shire at above L. 400 Scots money of valuation, and are liable in payment of cess and other public burdens accordingly.

Alex. Cunninghame, second son of Sir William Cunninghame of Robertland.

Against which claim it was objected, by Mr Dalrymple of Orangefield, That there is no sufficient evidence of the valuation, in respect that, though a certificate produced has an article of Hill of Kilmares, there is no such article in the cess books from which such certificate ought to have been taken.

Objection.

To which it was answered, by Mr Busby, That the charter, certificate, and valuation-book, produced to the meeting, shew that the criticism in the objection is ill founded. The charter conveys the barony of Kilmares in general, and particularly the Hill, as a part of that barony. The certificate therefore properly, in stating the valuation of the farm of Hill, calls it the Hill of Kilmares; and, if any thing further was wanting to support the certificate, the valuation-books themselves do it most effectually, under the title of Kilmares, where the particulars of which it is composed are enumerated, and the Hill mentioned as a part of Kilmares, and is stated as of the valuation contained in the certificate; nor is there any other Hill of Kilmares, except the one stated in the claim and writings on which it is founded and above mentioned.

Answer.

The meeting having considered the objection and answer, they, by a majority of votes, repel the objection, and ordain the said Alexander Cunninghame to be inrolled, which was done accordingly.

Objection repelled.

(Signed)

JAMES RITCHIE.

Thereafter it was moved, that the claim for Lieutenant-Colonel John Macdonald, of the seventy-sixth regiment of foot, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Lieutenant-Colonel John Macdonald, of the seventy-sixth regiment of foot, and indorsed by him for the said John Macdonald, upon the twenty-ninth day of July last,

Lieutenant-Colonel John Macdonald.

men.

being considered by the meeting, they find the said John Anderson entitled to be inrolled in the roll of freeholders of the shire of Ayr, and ordain him to be inrolled accordingly.

(Signed)

JAMES RITCHIE.

Alex. Cunningham, second son of Sir William Cunningham of Robertland.

Thereafter it was moved, That the claim for Alexander Cunningham, Esq; second son of Sir William Cunningham of Robertland, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Alexander Cunningham, Esq; second son of Sir William Cunningham of Robertland, and indorsed by him for the said Alexander Cunningham, upon the 29th day of July last, mentioning, that the said Alexander Cunningham claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as vassal to the Crown, and in possession of the superiority of all and haill the forty shilling land of Hill of Kilmares; as also all and whole the four acres of land of Russel's Brae-head, extending to a two shilling eight penny land of old extent, with the parts, pendicles, and pertinents thereof; as also all and whole the four merk lands of Longmuir, Burnside, and Riddels, being parts of the barony of Kilmares; as also all and whole the twenty-six shilling eight penny lands of Bogside, with tenants, tenancies, and services of free tenants, and pertinents of the same; all which lands lie within the parish of Kilmares, bailliary of Cunningham, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773 years, in favour of Archibald Earl of Eglintoune, and his heirs therein mentioned, heritably and irredeemably, of the lands and lordship of Ardrossan, and of certain other lands, lordships, and baronies therein mentioned, and particularly of the lands and others above written; as also conform to a disposition and assignation, dated the 3d day of August 1779 years, granted by the said Archibald Earl of Eglintoune, whereby he not only gave, granted, and disposed, to the said Alexander Cunningham in liferent, during all the days of his lifetime, the said lands of Hill of Kilmares, the said lands of Russel's Braehead, and the said lands of Longmuir, Burnside, and Riddels, and the said lands of Bogside, with the pertinents, but also assigned, transferred, and disposed, to the said Alexander Cunningham, during his life, the whole writs thereof, and

and particularly the foresaid charter, with the precept of seisin therein contained, in so far as respects the said lands and others; as also conform to instrument of seisin in the said lands and others, in favour of the said Alexander Cunninghame, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779, and recorded in the general register of seissins at Edinburgh the 24th day of the said month and year: And the claimant condescended, that the lands here claimed upon stand rated in the cess books of the said shire at above L. 400 Scots money of valuation, and are liable in payment of cess and other public burdens accordingly.

Alex. Cunningham, second son of Sir William Cunningham of Robertland.

Against which claim it was objected, by Mr Dalrymple of Orangefield, That there is no sufficient evidence of the valuation, in respect that, though a certificate produced has an article of Hill of Kilmares, there is no such article in the cess books from which such certificate ought to have been taken.

Objection.

To which it was answered, by Mr Busby, That the charter, certificate, and valuation-book, produced to the meeting, shew that the criticism in the objection is ill founded. The charter conveys the barony of Kilmares in general, and particularly the Hill, as a part of that barony. The certificate therefore properly, in stating the valuation of the farm of Hill, calls it the Hill of Kilmares; and, if any thing further was wanting to support the certificate, the valuation-books themselves do it most effectually, under the title of Kilmares, where the particulars of which it is composed are enumerated, and the Hill mentioned as a part of Kilmares, and is stated as of the valuation contained in the certificate; nor is there any other Hill of Kilmares, except the one stated in the claim and writings on which it is founded and above mentioned.

Answer.

The meeting having considered the objection and answer, they, by a majority of votes, repel the objection, and ordain the said Alexander Cunninghame to be inrolled, which was done accordingly.

Objection repelled.

(Signed) JAMES RITCHIE.

Thereafter it was moved, that the claim for Lieutenant-Colonel John Macdonald, of the seventy-sixth regiment of foot, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Lieutenant-Colonel John Macdonald, of the seventy-sixth regiment of foot, and indorsed by him for the said John Macdonald, upon the twenty-ninth day of July last,

Lieutenant-Colonel John Macdonald.

men.

Lieutenant-
Colonel John
Macdonald.

mentioning, that the said Lieutenant-Colonel John Macdonald claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire to be held in the year 1780, as vassal to the Crown, and in possession of the superiority of all and whole these parts and portions after mentioned of the lands and lordship of Ardrossan, viz. the lands of Yonderhouses, possessed by Matthew Smith, tenant thereof; the lands of Bankhead, possessed by James Reid, tenant thereof; the lands of Holmbyres, possessed by James Allan, tenant thereof; that part of the lands of Dykes belonging in property to William Miller, surgeon in Saltcoats, feuier thereof, and possessed by Robert Lusk, tenant thereof; the lands of Sorbies, possessed by Alexander Gilmore, tenant thereof; and these parts of the lands of Tower possessed by William Crawford and Margaret Gulleland, tenants thereof; all lying in the parish of Ardrossan; as also all and whole the twenty-shilling lands of Snodgrafs Montgomery, lying in the parish of Irvine, with the whole parts, pendicles, and pertinents, of the whole lands above written, all lying in the sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773 years, in favour of Archibald Earl of Eglintoune, and his heirs therein mentioned; heritably and irredeemably, of the said lands and lordship of Ardrossan, and of the foresaid lands of Snodgrafs Montgomery, and of certain other lands, lordships, and baronies, therein mentioned; as also conform to a disposition and assignation, dated the 3d day of August 1779 years, granted by the said Archibald Earl of Eglintoune, whereby he not only gave, granted, and disposed, to the said Lieutenant-Colonel John Macdonald, in life, during all the days of his lifetime, the foresaid parts and portions of the lands and lordship of Ardrossan, and lands of Snodgrafs Montgomery, but also assigned, transferred, and disposed, to the said John Macdonald, during his life, the whole writs thereof, and particularly the foresaid charter, with the precept of feisin therein contained, in so far as respects the lands and others thereby disposed; as also conform to instrument of feisin, in the said lands and others, in favour of the said John Macdonald, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779 years, and recorded in the general register of feisins at Edinburgh, the 24th day of the said month and year:

And

And the claimant condescended that the lands and others here claimed upon stand rated in the cess-books of the said shire at above L. 400 Scots of valuation, and are liable in payment of cess and other public burdens accordingly.

Lieutenant-Colonel John Macdonald.

Against which claim it was objected by said Charles Dalrymple, That there is no sufficient proof of the valuation of the lands contained in the claim; because, though a certificate produced, which it is insisted shall be marked by the preses, and preserved by the clerk to this meeting, contains an article of Snodgrafs Montgomery, the cess-book, from which it ought to have been copied, contains no such article. It contains indeed an article denominated Snodgrafs; but it is demonstration that the claimant has not right to the whole of Snodgrafs, limited as he is by titles to a part of Snodgrafs called Snodgrafs Montgomery.

Objection.

To which it was answered, That the farm of Snodgrafs Montgomery, for it is sometimes called Snodgrafs, and sometimes Snodgrafs Montgomery, is the same with the farm of Snodgrafs mentioned in the valuation book, and pays land-tax and other public burdens according to a valuation of L. 55 Scots, as mentioned in the valuation book and certificate; and the addition of the word Montgomery in the claimant's title to Snodgrafs rather strengthens, as being more copious than the description of Snodgrafs simply, unless the objector can show, that Snodgrafs Montgomery is a different farm from Snodgrafs in the parish of Irvine, or only a part thereof, and pays only a part of the valuation of L. 55 Scots. But the contrary of this is evident, both from the valuation book and certificate, as well as from the knowledge of the gentlemen present.

Answer.

To which it was replied, That the claimant is bound to support his qualification, without doing which he cannot in justice be received.

Reply.

Which objection, answer, and reply, having been considered by the meeting, they, by a majority, repelled the objection, and ordained Lieutenant-Colonel Macdonald to be added to the roll, which was done accordingly. (Signed) JAMES RITCHIE.

Objection repelled.

And thereafter it was moved, That the claim for Captain-Lieutenant William Morrison, of the West Fencible regiment, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Captain-Lieutenant William Morrison, of the

Capt. Lieut. William Morrison.

Capt. Lieut.
William Mor-
rison.

West Fencible regiment, and indorsed by him for the said William Morrison upon the 29th day of July last, mentioning, that the said William Morrison claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as vassal to the Crown, and in possession of the superiority of all and whole these parts and portions after mentioned of the lands and lordship of Ardrossan, viz. that part of the lands of High Rae's Park possessed by George Baillay, tenant thereof; the lands of Coathill, Hauplands, and Busby-muir, possessed by Archibald Alexander, tenant thereof; the lands of Darleith, possessed by Thomas Allan, tenant thereof; the lands of Illington, or Hillington, possessed by David Wyllie, tenant thereof; that part of the lands of Sandypark possessed by James Barber and Ralph Bolton, tenants thereof; that part of the lands of Dykes Park possessed by Hugh Barclay, tenant thereof; the lands of Kirkhall, belonging in property to and possessed by Hugh Weir, feuer thereof; that part of the Laigh Rae's Park possessed by John Wilson, tenant thereof; that part of the lands of said Laigh Rae's Park possessed by Peter Macaulay, tenant thereof; that part of the foresaid lands of High Rae's Park possessed by Robert Hill, tenant thereof; that part of the lands of Middle Rae's Park possessed by Robert Brown, tenant thereof; these parts of the lands of Dykes Park possessed by Jane Auld, William Crawford, and Robert Brown, tenants thereof; and the lands of Girthill, possessed by William Donald, tenant thereof; with the whole parts, pendicles, and pertinents, of the said lands; all lying in the parish of Ardrossan, and shire of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773 years, in favour of Archibald Earl of Eglintoune, and his heirs therein mentioned, heritably and irredeemably, of the lands and lordship of Ardrossan, comprehending the lands and others particularly above written; as also conform to a disposition and assignation, dated the 3d day of August 1779, granted by the said Archibald Earl of Eglintoune, whereby he not only gave, granted, and disposed to the said William Morrison, in liferent, during all the days of his lifetime, the foresaid parts and portions of the lands and lordship of Ardrossan, but also assigned, transferred, and disponed, to the said William Morrison, during his life, the whole wrights thereof, and particularly the foresaid charter, with the precept

cept of seisin therein contained, in so far as respects the said lands and others; as also conform to instrument of seisin, in the said lands and others, in favour of the said William Morrison, following upon the foresaid charter and disposition and assignation above recited, dated the 16th day of August 1779 years, and recorded in the general register of seisions at Edinburgh the 24th day of the same month and year: And the claimant condescended, that the lands and others above written, here claimed upon, stand rated in the cess-books of the said shire at above L. 400 Scots of valuation, and are liable in payment of cess and other public burdens accordingly.

Against which claim it was objected, by Charles Dalrymple of Orangefield, and James Dalrymple younger thereof, That none of the lands mentioned in the disposition are contained in the charter: Besides which the objectors have the greatest reason to believe, that there are sundry discrepancies between the certificate produced, and the decree of division from which it ought to have been taken; and they require the procurators for the claimant to produce said decree of valuation; and in the mean time condescend upon a discrepancy in one of the articles which is stated in the claim, "that part of Dyke's Park possessed by Jane Auld," whereas there is no such article in the decree of division; and reserve to themselves to state further discrepancies, whenever the claimant shall think fit to produce the decree of division.

To which it was answered, by Mr Busby, That the charter contains the lands and lordship of Ardrossan, of which the lands claimed on are parts; and the certificate founded upon is sufficient evidence of that fact, and that they afford a proper qualification to the claimant: If there is any discrepancy between the decret or decreets which ascertain the valuation of these farms and the certificate produced, it is unknown to the claimant, nor could he have in his custody the decret called for; but if the fact stated relative to Auld's possession were proved, it could not hurt the claim, as, after deducting it, a sufficient qualification remains.

To which it was replied, That the procurators for Lord Eglington and Major Montgomery might and ought to have produced the decree of division.

To which it was duplied, No such procurators are in court, or have any business with this claim.

Which objections, answers, replies, and duplies being considered by the

Capt. Lieut.
William Morrison.

Objection.

Answer.

Reply.

Duply.

Objection repelled.
the

the meeting, they repelled the objections, and allowed Lieutenant William Morison to be inrolled, which was done accordingly.

(Signed) JAMES RITCHIE.

Lieut. Mur-
doch Maclean.

And thereafter it was moved, That the claim for Lieutenant Murdoch Maclean of the West Fencible regiment be next taken up. And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Lieutenant Murdoch Maclean of the West Fencible regiment, and by him indorsed for the said Murdoch Maclean, upon the 29th day of July last, mentioning, that the said Murdoch Maclean claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be holden in the year 1780, as vassal to the Crown, and in possession of the superiority of all and whole these parts and portions after mentioned of the lands and lordship of Ardrossan, viz. that part of the lands of Dykes possessed by Robert Colvin, tenant thereof, as also all and whole the whole houses and yards belonging to Archibald Earl of Eglintoun, lying in and about the town of Saltcoats, and possessed by the several tenants thereof, amounting in yearly rent to L.91 Sterling, or thereby, with the whole parts, pendicles, and pertinents of the said lands, houses, and yards, all lying in the parish of Ardrossan, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773 years, in favour of the said Archibald Earl of Eglintoun, and his heirs therein mentioned, heritably and irredeemably, of the lands and lordship of Ardrossan, comprehending the lands and others above written; as also conform to a disposition and assignation, dated the 3d day of August 1779 years, granted by the said Archibald Earl of Eglintoun, whereby he not only gave, granted, and disposed to the said Lieutenant Murdoch Maclean, in liferent, during all the days of his lifetime, the foresaid parts and portions of the lands and lordship of Ardrossan particularly above written, but also assigned, transferred, and disposed to the said Murdoch Maclean, during his life, the whole writs thereof, and particularly the foresaid charter, with the precept of seisin therein contained, in so far as respects the said lands and others; as also conform to instrument of seisin in the said lands and others, in favour of the said Murdoch Maclean, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779 years,

years, and recorded in the general register of feilins, at Edinburgh, the 24th day of the said month and year: And the claimant condescended, that the lands above written, here claimed upon, stand rated in the cefs-books of the said shire at above L.400 Scots money of valuation, and that they were liable in payment of cefs and other public burdens accordingly.

To which claim the first objection and answer made to the last claim were repeated. Lieut. Murdoch Maclean.
Objection and answer.

Which being considered by the meeting, they repelled the objection, and ordered Lieutenant Murdoch Maclean to be inrolled; which was done accordingly. Objection repelled. (Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for Lieutenant John Cameron of the West Fencible regiment be next taken up: And there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Lieutenant John Cameron of the West Fencible regiment, and indorsed by him for the said John Cameron, upon the 29th day of July last, mentioning, that the said John Cameron claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as vassal to the Crown, and in possession of the superiority of all and whole the lands of Bourtreehill, with the pertinents, as also the lands of Bogside, near the burgh of Irvine, all lying in the parish of Irvine; as also all and whole the lands called Townhead of Lambrughton, extending to a ten merk land, with the pertinents, lying in the parish of Dreghorn; as also all and whole the lands of Over, Middle, and Nether Auchintiber, with the pertinents, lying in the parish of Kilwinning; and all which lands lie within the shire of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773 years, in favour of Archibald Earl of Eglintoune, and his heirs therein mentioned, heritably and irredeemably, of the lands and lordship of Ardrossan, and of certain other lands, lordships, and baronies therein mentioned, and particularly of the lands and others above written; as also conform to a disposition and assignation, dated the 3d day of August 1779, granted by the said Archibald Earl of Eglintoune, whereby he not only gave, granted, and disposed to the said Lieutenant John Cameron, in liferent, during all the days of his lifetime, the said lands of Bourtreehill, the said lands of Bogside, the said lands called the Townhead of Lambrughton

Lieut. John
Cameron.

brughton, and the said lands of Over, Middle, and Nether Auchintiber, but also assigned, transferred, and disposed to the said Lieutenant John Cameron, during his life, the whole writs thereof, and particularly the foresaid charter, with the precept of seisin therein contained, in so far as respects the said lands and others; as also conform to instrument of seisin in the said lands and others, in favour of the said Lieutenant John Cameron, following upon the foresaid charter and disposition and assignation above recited, dated the 16th, and recorded in the general register of seissins, at Edinburgh, the 24th, both days of the month of August 1779 years: And the claimant condescended that the lands here claimed upon stand rated in the cefs-books of the said shire at above L.400 Scots money of valuation, and were liable in payment of cefs and other public burdens accordingly.

Objection.

To which claim it was objected, That there here appears an attempt to create two qualifications upon the same lands, since Bogside, one of the articles in the claim, appears to be conveyed to Mr Alexander Cunninghame, a preceding claimant, already inrolled.

Answer.

To which it was answered, That the objection would be perfectly good, if it were founded in fact; but the Bogside conveyed to Mr Cunninghame is quite a different parcel of lands, and lies in a different parish, viz. Kilmares, and is mentioned in a quite different part of Lord Eglintoune's charter.

Objection repelled.

Which objection and answer being considered by the meeting, they repelled the objection, and ordained Lieutenant Cameron to be inrolled, which was done accordingly.

(Signed)

JAMES RITCHIE.

Ensign
Humphrey
Graham.

Thereafter the claim for Ensign Humphrey Graham of the first Royal regiment of foot was moved to be taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Ensign Humphrey Graham, late of the West Fencible regiment, now of the first Royal regiment of foot, and indorsed by him for the said Humphrey Graham upon the 29th day of July last, mentioning that the said Humphrey Graham claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as vassal to the Crown, and in possession of the superiority of all and whole these parts and portions after mentioned

tioned of the lands and barony of Kilmares, viz. the lands of Bu-^{Humphrey}istonhead, possessed by James Wyllie, tenant thereof; the lands of^{Graham.} Jocksthor, possessed by John, Mathew, and William Smiths, tenants thereof; and the lands of East Lambroughton, possessed by Alexander Armour, tenant thereof; with the whole parts, pendicles, and pertinents of the said lands, all lying in the said shire of Ayr; and that conform to a charter of resignation under the Great Seal, of date the 10th day of December 1773, in favour of Archibald Earl of Eglintoune, and his heirs therein mentioned, heritably and irredeemably, of the said lands and barony of Kilmares, comprehending the lands above written, and of certain other lands and baronies therein mentioned; as also conform to a disposition and assignation, dated the 3d day of August 1779, granted by the said Archibald Earl of Eglintoune, whereby he not only gave, granted, and disposed to the said Humphrey Graham, in life, during all the days of his life, the lands above written, but also assigned, transferred, and disposed to him, during his life, the whole writs of the said lands, and particularly the foresaid charter under the Great Seal, together with the precept of seisin therein contained, in so far as respects the said lands above written; as also conform to instrument of seisin in the said lands in favour of the said Humphrey Graham, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779, and registered in the general register of seisins kept at Edinburgh, the 24th day of the said month and year foresaid: And the claimant condescended, that the valued rent of the lands and others above written was above L.400 Scots money, and that he was liable to pay cess and other public burdens for the same accordingly.

To which claim it was objected by Mr George Dempster, That^{Objection.} the only tenement in Lord Eglintoune's charter, which has any sort of resemblance to Buistonhead, is the thirty-three shilling four penny land of Buistonend; but the whole of Buistonend was disposed years ago to a different person, so that nothing remained in the person of Lord Eglintoune which could be conveyed to the claimant under the name of Buistonhead: ~~2d~~, That the claim is laid in part upon Buistonhead, as possessed by James Wyllie; but it appears even from the certificate produced, that the decree of division has Buistonhead, as possessed by William and John Wyllies, a discrepancy fatal to the claim.

To which it was answered, That the charter contains the whole^{Answer.} barony

Humphrey
Graham.

barony of Kilmares, of which Buistonhead, Mid Buiston, and Buiston-end are parts, and stand separately valued; and Buistonhead, conveyed to this claimant, is of course totally different from Buiston-end, upon which another gentleman was inrolled last year upon old extent. As to the second objection, it is immaterial by whom the lands are possessed; it is sufficient that the lands are conveyed to the claimant, and that they are of the valuation mentioned in the certificate.

Objection re-
pelled.

Which objections and answers being considered by the meeting, they repelled the objections, and ordained Ensign Humphrey Graham to be inrolled, which was done accordingly.

(Signed) JAMES RITCHIE.

John Montelth
surgeon in
Glasgow.

Thereafter it was moved, That the claim for John Montelth, surgeon in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Mr John Montelth, surgeon in Glasgow, and indorsed by him for the said Mr John Montelth, upon the 29th day of July last, mentioning, that the said Mr John Montelth claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as vassal to the Crown, and in possession of all and whole the lands of Southennan, comprehending therein the ten merk land of Southennan, with the castle, tower, fortalice, manor-place, houses, biggings, yards, orchards, woods, thickets, hedges, and all other pertinents of the same, the three pound lands of the Mains of Southennan, the twenty pound lands of the lands of Glen-side, the forty shilling land of Beighes, the two merk lands of Over Kilrusken, the five merk land of Nether Kilrusken, the two merk land of Pollin, with the mill, mill-lands, miltures, and sequels thereof, and half merk land of Holm, with houses, biggings, yards, woods, muirs, marishes, annexis, connexis, and whole pendicles and pertinents of the same whatsoever, lying in the parish of Kilbride, bailiary of Cunninghame, and sheriffdom of Ayr; and that conform to a charter under the Great Seal, of date the 10th day of December 1773 years, in favour of Archibald Earl of Eglintoune and his heirs, therein mentioned, of the said lands of Southennan, and other lands above written, and of certain other lands therein mentioned; as also conform to a disposition and assignation, dated the 3d day of August 1779, granted by the said Archibald Earl of Eglintoune, whereby

whereby he not only gave, granted, and disposed to the said John Monteith, in liferent, during all the days of his lifetime, the lands above written, but also assigned, transferred, and disposed to him, during his life, the whole writs of the said lands, and particularly the foresaid charter under the Great Seal, together with the precept of seisin therein contained, in so far as respects the said lands above written; as also instrument of seisin of the said lands, in favour of the said John Monteith, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779, and registered in the general register of seisins kept at Edinburgh, the 24th day of the said month and year foresaid: And the claimant condescended, that the valued rent of the said lands and others above written was above L.400 Scots money, and that they were liable in payment of cess and other public burdens accordingly.

To which claim it was objected, That there is no such person as John Monteith, surgeon in Glasgow; that Mr James Monteith, surgeon in Glasgow, appeared at the table, and declared that he did understand that titles had been intended to be made up for giving him a qualification upon the estate of Eglintoun, but that the name by which he was always known, and by which, as he understands, he was baptized, is James, and not John. Whereupon it was moved, that the claim should be rejected.

To which it was answered, That the fact is by no means accurately stated; on the other hand, there is reason to believe that Mr Monteith's true name, and by which he was christened, is John; but, until all dubiety on that head is cleared up, the claim may stand unadvised, or be withdrawn or rejected in its present circumstances, as the Court pleases.

To which it was replied, That, after more time spent in discussing so clear an objection than the whole former proceedings of the meeting had cost, the claim cannot be allowed to be withdrawn, but must be rejected; and as to postponing, that is a measure that never was heard of before.

Which claim, with the objections, answers, and replies, being considered by the meeting, they unanimously rejected the claim, and refused to enrol the claimant. (Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for John Cathcart, merchant in Greenock, be next taken up. And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for John Cathcart,

Humphrey
Graham.

barony of Kilmares, of which Buistonhead, Mid Buiston, and Buiston-
end are parts, and stand separately valued; and Buistonhead, con-
veyed to this claimant, is of course totally different from Buiston-
end, upon which another gentleman was inrolled last year upon
old extent. As to the second objection, it is immaterial by whom
the lands are possessed; it is sufficient that the lands are conveyed
to the claimant, and that they are of the valuation mentioned in the
certificate.

Objection re-
pelled.

Which objections and answers being considered by the meeting,
they repelled the objections, and ordained Ensign Humphrey Graham
to be inrolled, which was done accordingly.

(Signed) JAMES RITCHIE.

John Monteith
Surgeon in
Glasgow.

Thereafter it was moved, That the claim for John Monteith,
surgeon in Glasgow, be next taken up: And accordingly there was
produced to the meeting, by John Murdoch, sheriff-clerk depute of
Ayrshire, a claim that was presented to him for Mr John Monteith,
surgeon in Glasgow, and indorsed by him for the said Mr John
Monteith, upon the 29th day of July last, mentioning, that the said
Mr John Monteith claimed to be inrolled in the roll of electors of a
member of parliament for the shire of Ayr, at the Michaelmas meet-
ing of the freeholders of the said shire, to be held in the year
1780, as vassal to the Crown, and in possession of all and whole the
lands of Southennan, comprehending therein the ten merk land of
Southennan, with the castle, tower, fortalice, manor-place, houses,
biggings, yards, orchards, woods, thickets, hedges, and all other
pertinents of the same, the three pound lands of the Mains of
Southennan, the twenty pound lands of the lands of Glen-side, the
forty shilling land of Beighes, the two merk lands of Over Kil-
rusken, the five merk land of Nether Kilrusken, the two merk land
of Pollin, with the mill, mill-lands, miltures, and sequels thereof,
and half merk land of Holm, with houses, biggings, yards, woods,
mulrs, marishes, annexs, connexs, and whole pendicles and perti-
nents of the same whatsoever, lying in the parish of Kilbride, bailli-
ary of Cunninghame, and sheriffdom of Ayr; and that conform to
a charter under the Great Seal, of date the 10th day of December
1773 years, in favour of Archibald Earl of Eglintoune and his heirs,
therein mentioned, of the said lands of Southennan, and other
lands above written, and of certain other lands therein mentioned;
as also conform to a disposition and assignation, dated the 3d day of
August 1779, granted by the said Archibald Earl of Eglintoune,
whereby

whereby he not only gave, granted, and disposed to the said John Monteith, in liferent, during all the days of his lifetime, the lands above written, but also assigned, transferred, and disposed to him, during his life, the whole writs of the said lands, and particularly the foresaid charter under the Great Seal, together with the precept of seisin therein contained, in so far as respects the said lands above written; as also instrument of seisin of the said lands, in favour of the said John Monteith, following on the said charter and disposition and assignation above recited, dated the 16th day of August 1779, and registered in the general register of seissins kept at Edinburgh, the 24th day of the said month and year foresaid: And the claimant condescended, that the valued rent of the said lands and others above written was above L.400 Scots money, and that they were liable in payment of cess and other public burdens accordingly.

To which claim it was objected, That there is no such person as John Monteith, surgeon in Glasgow; that Mr James Monteith, surgeon in Glasgow, appeared at the table, and declared that he did understand that titles had been intended to be made up for giving him a qualification upon the estate of Eglintoun, but that the name by which he was always known, and by which, as he understands, he was baptized, is James, and not John. Whereupon it was moved, that the claim should be rejected.

To which it was answered, That the fact is by no means accurately stated; on the other hand, there is reason to believe that Mr Monteith's true name, and by which he was christened, is John; but, until all dubiety on that head is cleared up, the claim may stand unadvised, or be withdrawn or rejected in its present circumstances, as the Court pleases.

To which it was replied, That, after more time spent in discussing so clear an objection than the whole former proceedings of the meeting had cost, the claim cannot be allowed to be withdrawn, but must be rejected; and as to postponing, that is a measure that never was heard of before.

Which claim, with the objections, answers, and replies, being considered by the meeting, they unanimously rejected the claim, and refused to enrol the claimant. (Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for John Cathcart, merchant in Greenock, be next taken up. And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for John Cathcart,

John Cath-
cart, mer-
chant in
Greenock.

cart, merchant in Greenock, and indorsed by him for the said John Cathcart, upon the 13th day of July last, mentioning, that the said John Cathcart claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as a vassal to the Crown, and in possession of all and whole the twenty shilling land of old extent of Dobinstown, called Hamiltonstown, and the two merk land of old extent of Bairnhill or Cairnhill, with the woods, milns, and fishings thereof, and whole pertinents of the same, being parts of the thirteen merk land of old extent of Killoquhan, lying in the late bailliary of Carrick, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, dated the 10th day of December 1773, of the lands and others above specified, and certain other lands and heritages therein mentioned, in favour of Sir John Cathcart of Carleton, Baronet; as also conform to a disposition and assignation, dated the 31st day of December 1773, made and granted by the said Sir John Cathcart, whereby he alienated and disposed to and in favour of the said John Cathcart the said lands of Dobinstown, called Hamiltonstown, and the said lands of Bairnhill or Cairnhill, with the woods, mills, fishings, and pertinents thereof, as also assigned and disposed to and in favour of the claimant the whole writs and evidents of the said lands and heritages, and particularly the said charter, together with the precept of seisin therein contained, in so far as concerns the lands and others above mentioned; as also conform to instrument of seisin in the said lands and others, in favour of the said John Cathcart, following upon the said charter and disposition and assignation above mentioned, dated the 1st day of January 1774, and registered in the particular register of seisins, at Ayr, the 3d day of the same month and year: And the claimant condescended and said, that the said lands of Dobinstown, called Hamiltonstown, extend to a twenty shilling land of old extent, and that the said lands of Bairnhill or Cairnhill extend to a two merk land of old extent, making together the sum of L. 2:6:8 Scots, conform to a retour of the special service of Hugh Cathcart of Carleton, dated 19th April 1681.

Inrolled.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said John Cathcart entitled

entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim of Peter Blackburn, ^{Peter Blackburn, merchant in Glasgow, claim withdrawn.} be next taken up. And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Peter Blackburn, merchant in Glasgow, and indorsed by him for the said Peter Blackburn, upon the 13th day of July last, mentioning, that the said Peter Blackburn claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as a vassal to the Crown, and in possession of all and whole the forty shilling land of old extent of Drummulling, with the woods, mills, and fishings thereof, and whole pertinents of the same, being part of the thirteen merk land of old extent of Killoquhan, lying in the late bailiary of Carrick, and sheriffdom of Ayr; and that conform to a charter of resignation, under the Great Seal, dated the 10th day of December 1773, in favour of Sir John Cathcart of Carleton, Barr. of the said lands of Drummulling, and others therein mentioned; as also conform to a disposition and assignation, dated the 31st day of December 1773, made and granted by the said Sir John Cathcart, whereby he alienated and disposed to and in favour of the said Peter Blackburn, in liferent, during all the days of his life, the said forty shilling land of old extent of Drummulling, with the woods, mills, fishings, and pertinents thereof, and also assigned and disposed to and in favour of the said Peter Blackburn, in liferent, the whole writs and evidents of the lands and others above mentioned, and particularly the said charter, together with the precept of seisin therein contained, and that allenarly in so far as respects the said lands, and no further; as also conform to instrument of seisin in the said lands, in favour of the said Peter Blackburn, following upon the said charter and disposition and assignation above mentioned, dated the 1st day of January 1774, and registered in the particular register of seisins, at Ayr, the 3d day of the said month of January, and year foresaid: And the claimant condescended and said, that the said lands of Drummulling extend to a forty shilling land of old extent, conform to the retour of the special service of Sir Hugh Cathcart of Carleton, dated the 19th day of April 1681.

Which

Claim with-
drawn.

And, Black-
burn, mer-
chant in Glas-
gow.

Which claim was withdrawn by the doer for the claimer.

Thereafter it was moved, That the claim for Andrew Blackburn merchant in Glasgow be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Andrew Blackburn merchant in Glasgow, and indorsed by him for the said Andrew Blackburn upon the 13th of July last, mentioning, that the said Andrew Blackburn claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire to be held in the year 1780, as a vassal to the Crown, and in possession of all and whole the two merk and ten shilling land of old extent of the Mains of Killoquhan, with the tower, fortalice, and manor place thereof; and all and whole the ten shilling land of old extent of Halkhill, with the woods, mills, and fishings thereof, and whole pertinents of the same, being parts of the thirteen merk land of old extent of Killoquhan, lying in the late bailliary of Carrick, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, dated the 10th day of December 1773, of the lands and others above mentioned, and certain other lands and heritages therein specified, in favour of Sir John Cathcart of Carleton, Baronet; as also conform to a disposition and assignation, dated the 31st day of December 1773, made and granted by the said Sir John Cathcart, whereby he not only alienated and disposed, to and in favour of the said Andrew Blackburn, in liferent, during all the days of his lifetime, the said lands of Mains of Killoquhan and Halkhill, with the woods, mills, fishings, and pertinents of the same above mentioned, but also assigned, transferred, and made over, to the said Andrew Blackburn, during his life, the whole writs of the foresaid lands, and particularly the said charter, together with the precept of seisin therein contained, in so far as respects the said lands; as also conform to an instrument of seisin in the said lands and others, in favour of the claimant, following upon the said charter and disposition and assignation above specified, dated the 1st day of January 1774, and recorded in the particular register of seisins kept at Ayr the third day of the said month of January, and year foresaid: And the claimant condescended and said, that the said lands of the Mains of Killoquhan extend to a two merk and ten shilling land of old extent, and that the said lands of Halkhill extend to a ten shilling land of old extent, making together the sum of L. 2:6:8
Scots

Scots money, conform to the retour of the special service of Hugh Cathcart of Carleton, bearing date the 19th day of April 1681.

Which claim was withdrawn by the doer for the claimer.

Claim with-
drawn.

Thereafter it was moved, That the claim for Mr Hugh Hamilton, minister of Girvan, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for the Reverend Mr Hugh Hamilton, minister of the gospel at Girvan, and indorsed for him the 13th day of July last, mentioning, that the said Mr Hugh Hamilton claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as a vassal to the Crown, and in possession of all and whole the merk land of old extent of Marshelmark, and the two merk land of old extent of Knockbirnies, with tower, fortalice, manor-place, houses, buildings, yards, orchards, parts, pendicles, and pertinents thereof, being parts of the nine merk land of Waterhead, lying in King's Kyle, and sheriffdom of Ayr; and that conform to a charter of resignation under the Great Seal, dated the 10th day of December 1773, in favour of Sir John Cathcart of Carleton, Baronet, of the lands and others above mentioned, and certain other lands therein mentioned; as also conform to a disposition and assignation, dated the 7th day of March 1774, made and granted by the said Sir John Cathcart, whereby he alienated and disponed to the claimant, in liferent, during all the days of his lifetime, the said lands of Marshelmark and Knockbirnies, with tower, fortalice, and others above mentioned, and also assigned and disponed to and in favour of the said Mr Hugh Hamilton the whole writs and evidents of the said lands and heritages, and particularly the foresaid charter, together with the precept of seisin therein contained, in so far as concerns the said lands and others above described; as also conform to an instrument of seisin, in favour of the said Mr Hugh Hamilton, following upon the said charter and disposition and assignation above mentioned, dated the 8th day of March 1774, and registered in the particular register of seisins, at Ayr, the 12th day of the said month and year foresaid: And the claimant condescended and said, that the lands of Marshelmark extend to a one merk land of old extent, and that the said lands of Knockbirnies extend to a two merk

Mr Hugh Hamilton, minister of Girvan.

Mr Hugh Hamilton, minister of Girvan, land of old extent, making together the sum of three merks Scots money, conform to a retour of the special service of William Cathcart, dated 9th April 1631.

Inrolled.

Which claim, with the writs produced, being considered by the meeting, they find the said Mr Hugh Hamilton entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly. (Signed) JAMES RITCHIE.

Arch Bogle, merchant in Glasgow.

Thereafter it was moved, That the claim for Archibald Bogle, merchant in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Archibald Bogle, merchant in Glasgow, and indorsed by him, for the said Archibald Bogle, the 13th of July last, mentioning, that the said Archibald Bogle claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire, to be held in the year 1780, as a vassal to the Crown, and in possession of all and whole the two merk land of old extent of Dalquhir, and the one merk land of old extent of Loupe, with the woods, mills, and fishings thereof, and whole pertinents of the same, being parts of the thirteen merk land of old extent of Killoquhan, lying in the late baillary of Carrick, and sheriffdom of Ayr; and that conform to a charter under the Great Seal, dated the 10th of December 1773, of the lands and others above mentioned, and of certain other lands and heritages therein specified, in favour of Sir John Cathcart of Carleton, Baronet; as also conform to a disposition and assignation, dated 31st December 1773, made and granted by the said Sir John Cathcart, whereby he alienated and disposed to and in favour of the claimant, in life, during all the days of his life, the said two merk land of old extent of Dalquhir, and one merk land of old extent of Loupe, with the woods, mills, and pertinents thereof; and also assigned and disposed to and in favour of the claimant the whole writs and evidents of the said lands and heritages, and particularly the said charter, together with the precept of feisin therein contained, and that allenarly in so far as concerns the said lands and others above mentioned, and no further; as also conform to an instrument of feisin in the said lands in favour of the claimant, following upon the said charter and disposition and assignation above mentioned, dated 1st January 1774, and registered in the particular register

of

of seifins at Ayr the 3d day of the said month of January, and year foresaid: And the claimant condescended and said, that the lands of Dalquhir extend to a two merk land of old extent, and that the said lands of Loupe extend to a one merk land of old extent, making together the sum of three merks Scots money, conform to retour of the special service of Hugh Cathcart of Carleton, bearing date 19th April 1681.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said Archibald Bogle entitled to be inrolled in the roll of freeholders of the shire of Ayr, and ordain him to be inrolled accordingly.

(Signed)

JAMES RITCHIE.

Thereafter it was moved, That the claim of John Hamilton of Barns should be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for John Hamilton of Barns, Esq; and indorsed by him for the said John Hamilton, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Cumnock, comprehending, *inter alia*, the lands called the Mains of Cumnock, extending to a forty shilling land of old extent, lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition of date 7th March 1774, did dispoise the lands called the Mains of Cumnock, with the castle, tower, fortalice, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to James Cunningham of Newhouse, to and in favour of the claimant, in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom falling, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl his predecessors and authors thereof, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as the

Arch. Bogle,
merchant in
Glasgow.

Inrolled.

John Hamilton
of Barns.

John Hamilton of Barna.

the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Earl of Dumfries in fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, which is dated 8th March 1774, and registered in the particular register of seifins, kept at Ayr, the 12th day of the same month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured, as a forty shilling land of old extent, before 16th September 1681, which will be instructed by an extract from the records of Chancery, of a retour or retours of the said lands preceding that date: That the claimant, in virtue of the titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Objection.

Against which claim John Hamilton of Sundrum objected, That the claimant claims upon the lands called the Mains of Cumnock, with the castle, tower, fortalice, and whole other pertinents thereof, as formerly belonging to James Cunninghame of Newhouse, in virtue of a disposition thereof from Patrick Earl of Dumfries, and charter under the Great Seal of the barony of Cumnock in the Earl's favour, assigned to the claimant, in so far as concerned the lands disposed. Upon examining the charter, it appears that the Mains of Cumnock have been therein inserted without any authority; and, although they were not contained in any of the former charters of the barony of Cumnock, but in the charter founded on, there is a general exception of all lands and others which were parts and pertinents of the said barony of Cumnock, and which were acquired by Sir George Campbell of Cessnock from James Crichton of Castlemains: And, in looking farther back to the charters granted in favour of the family of Dumfries, there has been found a charter under the Great Seal, dated 30th March 1687, in favour of Lord Crichton, an authentic extract of which is produced, and which contains the above general exception, and then enumerates the particular excepted lands, among which are "*quadraginta solidat. terrarum de Meikle Mains, una cum turre, fortalicio, maneriei loco de Cumnock, cum omnibus et singulis domibus.*" And it is impossible for this claimant to distinguish his property of the

the forty shilling lands of the Mains of Cumnock, with the tower and fortalice, from the forty shilling lands of Melkle Mains, with the tower and fortalice, upon which William Logan of Castlemains stands inrolled as a freeholder in this county. In short, it is self-evident that they are one and the same lands; and as the family of Dumfries sold these lands prior to the 1687, it is impossible that this claimant can now be added to the roll, upon a conveyance to them granted by the present Earl of Dumfries, who has no more title to them than the claimant himself.

To which it was answered for the claimant, That he would not even look upon the voluminous charters, said to be produced on the other side, because the objection was of such a nature as to refute itself. It was impossible that any member of this meeting could be of opinion that a court of freeholders was entitled to overhale and correct the proceedings of the Court of Exchequer, in whom the whole superintendence of the land-rights of Scotland was vested by law; and to correct them, supposing they should appear to be erroneous. An objection of a stronger but a similar nature was lately attempted in the county of Kinross, where the gentlemen, who had the superintendence of the charter complained of, received a reprimand in the Court of Exchequer, for pretending to insert, in a comprehending clause, lands not contained in the signature upon which the charter proceeded; and yet a majority of the freeholders of that county having pretended, upon that ground, to keep off the claimants interested in the charter, the Court of Session reversed the proceedings of the freeholders with costs. As to the particular objection, it is as destitute of relevancy as of truth. There are two Mains of Cumnock, one in the parish of Old Cumnock and barony of Cumnock, the other in the barony of Afton and parish of New Cumnock; so that the objector is not entitled to support his quibble, by the groundless assertion that there is but one, which, though true, is nothing to the purpose.

To which answer a reply having been made *viva voce*, and the question being put, Inrol or not? It carried by a majority not to inroll the claimant, John Hamilton.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for David Ross, ship-master in Leith, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of H Ayrshire,

John Hamilton of Barna.

David Ross, shipmaster in Leith.

David Ross,
Shipmaster in
Leith.

Ayrshire, a claim that was presented to him for David Ross, shipmaster in Leith, and indorsed by him, for the said David Ross, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Cumnock, comprehending, *inter alia*, the four merk land of Park of old extent, lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition, dated 7th March 1774, did dispoise the said four merk land of Park, with the houses, buildings, and whole parts, pendicles, and pertinents thereof, to and in favour of the claimant, in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to the other heirs succeeding him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl, his predecessors, and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Earl of Dumfries in fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, which is dated 10th March 1774, and registered in the particular register of seisins kept at Ayr, the 12th of the same month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a four merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceeding that date: That the claimant, in virtue of his titles before mentioned, has a right to be inrolled in the roll of the freeholders for the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Objection.

Against which claim it was objected by Mr Hamilton of Sundrum,

drum, That the charter, of the 23d February 1774, in favour of David Ross, the Earl of Dumfries, does not afford sufficient evidence of itself ^{Shipmaster in Leith,} that the lands, therein described the four merk lands of Parks, disposed to the claimant, are any part of the barony of Cumnock belonging to the said Earl; for it appears by a former charter of that barony, in favour of the Earl, and which is specially referred to in the charter founded on as the title upon which resignation was made, that these four merk lands of Parks were not therein contained, although there is a very anxious enumeration of all the different particulars of which the barony of Cumnock was composed.

In order to instruct that Lord Dumfries had really no right to the four merk lands of Parks reference is had to the minutes of the last meeting of the freeholders, from which it appears, that Mr George Fergusson, advocate, claimed to be inrolled upon the two merk lands of Over Polwhirter and lands of Nether Park, as also upon the two merk lands of Nether Polwhirter, which are described in his Crown charter as lying within the barony of Cumnock; and, for instructing the old extent of the lands, there was produced a retour of James Cunningham of Newhouse, dated 1st May 1641, in which retour both the lands of Over Polwhirter and lands of Parks are comprehended; and Mr Fergusson was accordingly inrolled upon this claim.

And farther it appears, that William Logan of Castlemains, Mr Fergusson's author, obtained a charter under the Great Seal, dated 1758, of many different lands, and particularly of the lands of Over and Middle Parks, lands of Over Polwhirter, and lands of Nether Parks, all lying within the parish of Cumnock, upon which charter and lands therein contained Mr Logan was inrolled as a freeholder of this county at the Michaelmas meeting in the year 1759. It is therefore beyond a doubt, that the Earl of Dumfries has got the four merk land of Parks put into the charter 1774, without any proper warrant or authority. The whole lands of Parks, comprehending Over, Middle, and Nether Parks, had long before been disjoined from the barony of Cumnock; and, as two different gentlemen already stand upon the roll of freeholders for these lands, it is impossible that the claimant can likewise be inrolled upon the four merk lands of Parks, which is clearly a part of the lands of Parks belonging to Mr Logan or Mr Fergusson: For, although they seem to be distinguished

David Ross,
shipmaster in
Leith.

distinguished by the title of the four merk lands of Parks, yet that is done to suit with the retour founded on; for, since the 1641, the date of that retour, it will not be in the power of the claimant to show, that the four merk lands of Parks have been contained in any of the title-deeds of the family of Dumfries, except in the charter now produced by his Lordship, which was framed merely to answer a political purpose.

Answer.

To which it was answered, That the objection deserved no answer, and shall receive none farther than that Mr Fergusson hath no right or title to the four merk lands of Parks, but will be much obliged to any gentleman who will give him one.

Rejected.

The meeting having considered the claim, with the objections and answers made thereto, they reject the claim, and refuse to admit the said David Ross upon the roll. (Signed) JAMES RITCHIE.

Alexander
Gordon of
Culvennan.

Thereafter it was moved, That the claim for Alexander Gordon, Esq; of Culvennan, advocate, be next taken up. And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Alexander Gordon of Culvennan, Esq; advocate, and indorsed by him for the said Alexander Gordon, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Cumnock, comprehending, *inter alia*, the two merk land of Craigdarroch of old extent, and also the one merk land of Mosmark of old extent, lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition of date 7th March 1774, did dispoise the said two merk land of Craigdarroch, with the houses, buildings, and whole parts, pendicles, and pertinents thereof, as formerly belonging to Rebecca Henderson, and also the said one merk land of Mosmark, with the houses, buildings, and whole parts, pendicles, and pertinents thereof, as formerly belonging to James Cunningham of Newhouse, to and in favour of the claimant, in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feurights of the said lands and others granted by the said Earl his predecessors

deceffors and authors to his vaffals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby difponed, and particularly the charter before mentioned, with the precept of feifin therein contained, in fo far as the fame concerned the lands and others thereby difponed: That, by virtue of the faid charter and difpofition, the claimant was infeft in the liferent, and the faid Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to instrument of feifin in their favour, which is dated 10th March 1774, and regiftered in the particular regifter of feifins kept at Ayr the 12th of the fame month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to ferve in parliament for the faid county of Ayr, in regard they are duly retoured as a three merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the faid lands preceding that date: That the claimant, in virtue of the titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to ferve in parliament for the faid county.

To which claim it was objected, by Mr Hamilton of Sundrum, Objection. That the claimant claims, *inter alia*, upon the one merk land of Mosmark, faid to be part of the barony of Cumnock, in virtue of a difpofition thereof from Patrick Earl of Dumfries, and charter under the Great Seal, of the faid barony, in the Earl's favour, assigned to the claimant, in fo far as respects the lands difponed. Upon examining the charter, it appears, that, in place of the one merk land of Mosmark, the description is, "ac etiam totas et integras terras de Mosmark, ut eadem aliquando per Georgium Macnaught possell. fuerunt." And in the charter founded on there is a general exception of all lands and others which were parts and pertinents of the faid barony of Cumnock, and which were acquired by Sir George Campbell of Cessnock from James Crichton of Castlemains. And, in looking farther back to the charters granted to the family of Dumfries, there has been found a charter under the Great Seal, dated 30th March 1637, in favour of Lord Crichton, an authentic extract of which is produced, and which contains the above general exception, and then enumerates the particular excepted lands,

I

among

Alexander
Gordon of
Gulneman.

among which are " dimidiat. mercat. terrarum de Mosmark," which is evidently the half of the one merk land of Mosmark claimed upon. The reason then of the one merk land of Mosmark now appearing in the charter produced, is, that those acting for the Earl have, in going through the retours in Chancery, seen this favourite retour of Cunningham of Newhouse, in which all the lands therein contained are said to hold of the Earl of Dumfries; and that circumstance has been held sufficient for disposing the one merk land of Mosmark: Although, by the charter produced, it appears Lord Dumfries has only the lands of Mosmark, as the same were some time possessed by George Macnaught, which can only be the half of the one merk land of Mosmark, as the other half of the said lands was prior to the 1687 sold to Sir George Campell of Cessnock, as is before mentioned.

Answer.

To which it was answered, That, when a court of freeholders, or any other court, transgress their powers, it is impossible to know where they are to stop: And this is as incompetent and frivolous an objection as ever entered into the head of any mortal; it is neither proved in any habile manner, nor could the meeting take cognizance of it if it were.

Rejected.

Which claim, with the objections, and answer made thereto, being considered by the meeting, they, by a majority, reject the claim, and refuse to admit the claimant upon the roll.

(Signed) JAMES RITCHIE.

Alexander
Monro, mer-
chant in Glas-
gow.

Thereafter it was moved, That the claim for Alexander Monro, merchant in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Alexander Monro, merchant in Glasgow, and indorsed by him, for the said Alexander Monro, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly all and whole the twenty shilling land of Shankston Maynes, or Mains of Shankston, lying in the parish of Cumnock, and shire of Ayr; and also the six shilling and eight penny land of old extent of Garcleugh, or Garclaugh, lying in the barony of Cumnock, King's Kyle, and shire of Ayr; and likewise the half merk land of old extent of Boilstone and Grierstown, and the half merk land of old extent of Blacklands, and piece of the lands of Logan, called Broadmeadow,

Broadmeadow, lying in the said barony of Cumnock, King's Kyle, ^{Alexander} and shire of Ayr; and likewise the half merk land of old extent of ^{Monro, mer-} Clocklother and Tubes, *alias* Clockloghair and Cubbs, lying in the ^{chant in Glat-} barony of Cumnock, and sheriffdom of Ayr; which lands are holden ^{gow.} blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition, of date 7th March 1774, did dispoise the twenty shilling land of Shankston Maynes, or Mains of Shankston, with the houses, buildings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to David Reid, the said six shilling and eight penny land of Garcleugh *alias* Garclaugh, with the houses, buildings, yards, and whole parts, pendicles, and pertinents thereof, as formerly belonging to James Earl of Queensberry, the said half merk land of Boilstown and Grierstown, and half merk land of Blacklands, and piece of land of the lands of Logan, called Broadmeadow, with the houses, buildings, yards, parts, pendicles, and whole pertinents thereof, as formerly belonging to William Campbell of Wellwood, and the said half merk land of Clocklother and Tubes *alias* Clockloghair and Cubbs, with the houses, biggings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to the said William Campbell, to and in favour of the claimant, in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl, his predecessors, and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby disposed, and particularly the charter before mentioned, with the precept of feisin therein contained, in so far as the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to an instrument of feisin in their favour, which is dated 9th March 1774, and registered in the particular register of seisins kept at Ayr, the 12th day of the same month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are

Alexander
Monro, mer-
chant in Glas-
gow.

are duly retoured as a two pound six shilling and eight penny land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceeding that date: That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Objection.

Against which claim it was objected, by Mr Hamilton of Sundrum and Mr Logan of Logan, in so far as he claims upon the half merk land of Over Garcleugh, That these and many other lands belong in property to James Maxwell of Williamwood, holden of the Earl of Dumfries, conform to a charter produced, granted by Penelope Countess of Dumfries to Mr Charles Dick *alias* Campbell, dated 14th February 1726, and to which lands the said James Maxwell has now right, as heir in general to his father, and as such is entitled to be entered by Lord Dumfries, his superior: That Mr Maxwell's curators, and others having powers from him, have brought a process of reduction against the Earl of Dumfries, the claimant, and all other persons to whom the Earl has disposed the superiority of his lands, as the Earl was not entitled by law to grant such dispositions, which have the effect of multiplying superiors upon Mr Maxwell.

The execute summons of reduction is produced; and as similar objections were sustained by the court of freeholders of this county at the Michaelmas Head Court 1779, it is unnecessary to enter more fully into the point of law, which indeed has been fixed and ascertained by different judgments of the Court of Session. It is, in the second place, objected to the retour of William Campbell produced for instructing the old extent of Boilstown and Grierstown, and half merk land of Blacklands, and piece of the lands of Logan called Broadmeadow, that the value of these lands in the descriptive clause are different from the cumulo valent, the sum in the descriptive being L. 1:6:8, and in the valent L. 1:10; and retours, where that is the case, have never been sustained as sufficient for holding the descriptive clause evidence of the old extent. And, in respect of the above objections, the claimant cannot be added to the roll.

And further, as to the lands of Grierstown, contained in the charter in favour of Logan, produced, it is objected, That, as they belong

belong in property to Hugh Logan of Logan, Esq; who has raised and execute a summons of reduction, herewith produced, against the claimant and the Earl of Dumfries, the infeftment as to these lands must be entirely nugatory, as having the effect of multiplying superiors upon Mr Logan, which the law does not allow.

Alex. Monro,
merchant in
Glasgow.

To which it was answered to the three objections, That there is no sort of similarity between the summons of Logan and Williamwood and the case of Giffen. Sir John Anstruther held the thirty eight merk land of Giffen, as one undivided tenement, blench of Lord Eglintoune, for a penny money, *si petatur tantum*. Sir John Anstruther, or his predecessors, had feued out these lands, in thirty or forty different parcels, for various feu duties, amounting to about L. 100 Sterling *per annum*. Lord Eglintoune had been in a transaction with Sir John Anstruther for a purchase of the feu-duties of the barony of Giffen; and his man of business, thinking perhaps that the transaction had been concluded, disposed the feu-duties to his Lordship's friends, instead of the one penny of blench duty. The penny was all his Lordship had; but the penny had neither been divided, nor attempted to be divided. How then should six or eight pretended superiors of this penny, which was never conveyed to them, pretend to act as freeholders upon undivided proportions of this penny? It was upon that, and not upon the general point, that the freeholders proceeded; that the Court of Session affirmed their proceedings; that four appeals entered against the judgment were withdrawn.

Answer.

As to Williamwood and his tutors, nothing but ignorance, partiality, or misinformation, could have led them to hurt their pupil by bringing a summons, which could serve no other purpose than to alarm Lord Dumfries, and put it out of his power to grant one charter of tenements never united since the creation of the world. But the claimant cared not for that summons, because he would make a present to Williamwood of the six shilling eight penny land of Garcleugh, to his tutors, to the majority of this meeting, having an undoubted qualification independent of it. The objection to the retour was but this, that, as the valent exceeded the descriptions, every individual described part was just so much the better that there was room for the objection. That, at any rate, neither Logan nor Williamwood had the shadow of a title to be heard in this meeting, unless it could be said that Williamwood, who is a boy, and Logan, who, though a very respectable man, is not a lawyer,

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should

Alexander
Monro, mer-
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should be so much masters of their respective progresses as to be able to say, what neither of them has done, what lands they hold of Lord Dumfries, for what reddendos, by what conveyances, and from what authors; and yet neither the one nor the other has thought fit to produce a single scrap of paper, tending to show that they have any thing to do with a single parcel of the lands in question. As to Williamwood, in particular, he admits in his summons, that he never had a charter in his life; and he says, all he wants is to compel Lord Dumfries to do what he has no right to demand, by giving him a single charter for divided tenements. To which a reply having been made *viva voce*,

Rejected.

The meeting having considered the claim, with the objections and answers, they reject the claim, and refuse to admit the claimant upon the roll. (Signed) JAMES RITCHIE.

James Bucha-
nan of Drum-
pellier.

Thereafter it was moved, That the claim of James Buchanan of Drumpellier be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for James Buchanan of Drumpellier, and indorsed by him for the said James Buchanan, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Cumnock, comprehending, *inter alia*, the two merk land of Garlaffin of old extent, and also the half merk land of Sandochall, alias Sandochill, of old extent, and likewise the nine shilling land of Dalmalloch and Dalerune of old extent, all lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition, of date 7th March 1774, did dispoise the said two merk land of Garlaffan, and half merk land of Sandochall, alias Sandochill, with houses, buildings, yards, and whole other parts, pendicles, and pertinents of the same, as formerly belonging to William Hamilton, and also the said nine shilling land of Dalmalloch and Dalerune, with the houses, biggings, yards, parts, pendicles, and pertinents thereof, as formerly belonging to George Campbell of Horsecleugh, to and in favour of the claimant, in liferent, during all the days of his life, for his liferent-use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under

under the burden of the feu-rights of the said lands and others, James Buchanan of Drumpellier, granted by the said Earl, his predecessors or authors, to his vassals thereof; and he likewise thereby assigned to the claimant in life-rent, and to himself and his heirs before mentioned in fee, the whole rights, evidents, and title-deeds, of the lands and others thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as concerned the lands thereby disposed: That, by virtue of said charter and disposition, the claimant was infeft in life-rent, and the said Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, dated 9th March 1774, and registered in the particular register of seisins, kept at Ayr, the 12th day of the same month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a two pound two shilling and four penny land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceding that date: That the claimant, in virtue of the titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Against which claim it was objected by Mr Logan of Logan and Mr Hamilton of Sundrum, That the lands of the two merk lands of Garleffin and nine shilling lands of Dalmalloch belong in property to Hugh Logan of Logan, Esq; holden of the Earl of Dumfries, conform to a precept of *clare constat* produced, granted by the late Earl of Dumfries to the said Hugh Logan, of the lands of Garleffin, Hoilhouse, Bogcurroch, and others, upon which infeftment followed, conform to the instrument of seisin, recorded at Ayr the 20th January 1756. Objection.

That Mr Logan has brought an action of reduction against the Earl of Dumfries, his superior, the claimant, and all other persons to whom the Earl has disposed parts of the superiority of his lands, as all such dispositions were void and null, as having the effect of multiplying superiors upon Mr Logan, the vassal, contrary to the established law of Scotland. The summons of reduction, duly execute, is produced to the meeting; and as similar objections were sustained by the Head Court 1779, it is unnecessary to enter

James Buchan enter more fully into the point of law, which indeed has been fixed and ascertained by different judgments of the Court of Session.
 nan of Drum-
 pellier.

To which the claimant repeats the former answer in so far as respects this claim.

Rejected. Which claim, with the objection, and answer made thereto, being considered by the meeting, they reject the claim.

(Signed) JAMES RITCHIE.

Mr Edward
 Maccormick,
 advocate.

Thereafter it was moved, That the claim for Edward Maccormick, Esq; advocate, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of the shire of Ayr, a claim that was presented to him for Edward Maccormick, Esq; advocate, and indorsed by him, for the said Edward Maccormick, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others, therein mentioned, and particularly all and whole the lands and barony of Cumnock, comprehending, *inter alia*, that part of the eight merk land of the ten merk land of Lewis, now denominated and designed the two merk land of old extent of Clocklawnie, and also the one merk land of Hoilhouse of old extent, lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition dated 7th March 1774, did dispoise the said two merk land of Clocklawnie, with the houses, biggings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to Rebecca Henderson, and also the said one merk land of Hoilhouse, with the houses, biggings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to George Campbell of Horsecleugh, to and in favour of the claimant, in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl, his predecessors, and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands and others thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far

far as concerned the lands thereby disposed: That, by virtue of ^{Edward Mac-} the said charter and disposition, the claimant was infeft in the life-^{cornieck,} rent, and the said Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to instrument of sellin in their favour, which is dated the 10th March 1774, and registered in the particular register of sellins kept at Ayr the 12th day of the same month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a three merk land of old extent before the 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceding that date: That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

To which claim it was objected, by Mr Logan of Logan, and ^{Objection.} Mr Hamilton of Sundrum, That the charter of the 23d February 1774, in favour of the Earl of Dumfries, is not sufficient evidence, of itself, that the two merk land of Cocklawnie is any part of the barony of Cumnock, belonging to the Earl. It is evident, upon comparing the charter 1774 with a former charter of the barony of Cumnock, in favour of the Earl of Dumfries, dated the 23d February 1769, and upon which the charter founded on did proceed, that many different lands have been put into the charter 1774 without any proper authority, merely with a view to correspond with the old retour found upon record, and to answer political purposes, without even regarding whether the lands, thus put into the charter, belonged to the Earl in property or superiority. By the charter 1769, the six merk land of Lowis are specially and particularly disposed to the Earl of Dumfries. However, as a retour was found, from which it appeared that there was eight merk lands of Lowis, the Earl's doer has been resolved to give his employer a right to two merk lands he never knew before he had any title to. The lands called the two merk lands of Cocklawnie are therefore inserted in the charter 1774, which gives his Lordship a fictitious right to eight merk land of the ten merk land of Lowis, although by the former titles he had only right to the six merk lands. However, this operation will not be attended with

Edward Mac-
cormick.

all the advantage that the operator seems to have had in view ; for although the Earl could there get the farm of Cocklawnie, the retour produced does not prove that it was retoured to two merks. The objector therefore apprehends that no regard is to be paid to a charter obtained in this extraordinary manner, and that it is incumbent upon the claimant, before he be inrolled, to instruct, by satisfactory evidence, that the two merk lands of Cocklawnie did belong to the Earl of Dumfries, and do now belong to him, in virtue of the conveyance from his Lordship.

It is, in the *second* place, objected to the retour of Rebecca Henderson, That it is not sufficient evidence of the old extent of the lands of Pennyland, Culclathmochine, and Maldonichill, either by that name, or any other name by which they may have since been called. The retour proves no more than that the eight merk land of Lowis are retoured to an eight merk land of old extent : But because these eight merk lands have been locally called by four different names of two merks each, that is surely no evidence that these lands have been at any time retoured to two merk lands each. And, in the *third* place, it is objected against the claimant, That the one merk land of Hoilhouse disposed to him belongs in property to Hugh Logan, Esq; which, with many other lands, are holden by him of the Earl of Dumfries, conform to a precept of *Clare constat* produced, granted by the late Earl of Dumfries to the said Hugh Logan, upon which infestment followed, conform to the instrument of seisin, recorded at Ayr the 20th of January 1756 : That Mr Logan has brought an action of reduction against the Earl of Dumfries, his superior, the claimant, and all the other persons to whom the Earl has disposed part of the superiority of his lands, as all such dispositions were void and null, being a multiplication of superiors upon Mr Logan, the vassal, without his consent, contrary to the established law of Scotland.

Answer,

To which it was answered, As to Logan he is pretty much exhausted. Under the chapter of Mr Alexander Monro Rebecca Henderson's retour will stand its ground, notwithstanding the attack made upon it, which must have been made by one who never had read the retour. As to the general points, they come late after a sederunt of ten hours, and they are left to the freeholders, or whoever shall review their proceedings.

Rejected.

Which claim, with the objections and answers, being considered by the meeting, they reject the claim, and refuse to admit the claimant upon the roll. (Signed) JAMES RITCHIE.

Thereafter there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Isaac Grant, writer to the signet, and indorsed by him, for the said Isaac Grant, upon the 1st day of August last, mentioning, that the said Isaac Grant having alienated the lands in which he was formerly inrolled as a freeholder of the county of Ayr, now claimed to be continued in the said roll as liferenter and in possession of all and whole the twenty shilling land of Auchinwyne and Foordhouse, and twenty shilling land of Tornbroke, with the houses, buildings, yards, parts, pendicles, and pertinents, of the same, all lying within the late bailliary of Carrick, and sheriffdom of Ayr; in the liferent of which lands, with the pertinents, the claimant stands in feft, holding of the Crown, conform to a charter of resignation, of these and certain other lands, under the Great Seal, in favour of Sir Adam Ferguson of Kilkerran, Baronet, and his heirs therein mentioned, heritably and irredeemably, bearing date the 3d day of July 1770; and conform to a disposition of the lands and pertinents specially above described, granted by the said Sir Adam Ferguson upon the 11th September 1779, to and in favour of the claimant, in liferent, containing an assignation to the said charter, and to the precept of felfin therein contained, so far as concerns the lands specially above described; and conform to the instrument of felfin of these lands following upon the said charter and precept therein contained, and the disposition and assignation foresaid to the claimant, in liferent, bearing date the 17th day of September 1779, and recorded in the particular register of felfins kept at Ayr, for the shire thereof, upon the 18th day of the said month of September, and year foresaid: And the claimant condescended and said, that the lands then claimed upon amount to forty shillings lands of old extent, distinct from the superior duties and new extents, as should be instructed by special retours of these lands, bearing dates prior to the year 1681, to be produced before the next general meeting of the freeholders of the county of Ayr.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said Isaac Grant entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly. (Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for Mr William Dalrymple, minister of the gospel at Ayr, be next taken up: And there

Isaac Grant,
writer to the
signet.

Mr William
Dalrymple,
minister at
Ayr.

Mr William
Dalrymple.

there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Mr William Dalrymple, minister of the gospel in Ayr, and indorsed by him, for the said Mr William Dalrymple, upon the 31st day of July last, mentioning, that the said Mr William Dalrymple claimed to be inrolled in the roll of electors of a member of parliament for the shire of Ayr, at the Michaelmas meeting of the freeholders of the said shire to be held in the year 1789, as a vassal to the Crown, and in possession of the superiority of all and whole the lands of Kirklandholm, Kirkhill, Dalnelling, with the mill, mill-lands, and multures of the same, the lands of Graystack, Mainholm, Taitquarter, commonly called Boghall, Woodquarter, commonly called Thornyflat, Blackhouse, Chappel lands, the moss, or peat-land, called Paisley-moss, lying within the moss called Prestick-moss, with the salmon-fishing, and other fishings, conform to use and wont, as Mr Hugh Baillie had right thereto, and was in possession by himself and his vassals, with the castles, towers, fortalices, manor-places, yards, orchards, dovecoats, cunningaries, meadows, parks, wards, annexis, connexis, parts, pendicles, and pertinents, mills, multures, woods, plantings, fishings, tenants, tenantries, and services of feu duties of free tenants of the same, together with the teinds parsonage and vicarage of all and haill the lands and others above written, with the pertinents included, all lying within the parishes of Monkton and St Quivox, respectively, late bailliary of Kylestewart, and shire of Ayr, and which are proper parts and portions of the barony sometime called the barony of Monkton, now of Orangefield, excepting always the superiority of the seven merk land of Mainholm, Woodhead, Braehead, and Byriehill, the forty-nine shilling land of Dalmelling called Kirkhill, and four merk land of Kirklandholm, with the tiends thereof disposed by Mr Hugh Baillie to Robert Wallace of Holmstown; and that conform to a charter under the Great Seal, dated 23d February 1760, of the lands above mentioned, and certain other lands and heritages therein specified, in favour of Mrs Macrae Maguire of Orangefield, spouse to Charles Dalrymple, Esq; of Orangefield; as also conform to a disposition and assignation, dated 16th April 1760, made and granted by the said Mrs Macrae Maguire, with the special advice and consent of the said Charles Dalrymple her husband, whereby she sold, alienated, and disposed, to and in favour of the claimant,

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in liferent, during all the days of his lifetime, the lands and others ^{Mr William Dalrymple.} above mentioned, and also assigned and disposed to and in favour of the claimant, in liferent, the whole writs and evidents of the said lands and others, and particularly the said charter, with the precept of seisin therein contained, so far as relates or can be extended to the said lands and others; as also conform to an instrument of seisin in the said lands, in favour of the claimant, following upon the said charter and disposition and assignation above mentioned, dated the 29th, and registered in the particular register of seissins at Ayr, the 30th days of April 1760: And the claimant condescended that the valued rent of the foresaid lands and others was above L. 400 Scots money, and that he was liable to pay cess and other public burdens accordingly.

Against which claim, it was objected by Mr Busby, That Mr ^{Objection.} William Alexander stands inrolled as a freeholder of this county upon the lands contained in this claim, as apparent heir to the deceased Robert Alexander his brother: That when Mr Robert Alexander claimed to be inrolled, his inrolment was objected to by Mr Dalrymple of Orangefield, as claiming a right to the superiority of these lands; and the very charter now produced to support this claim was then produced to support the objection; but, by the decree of the Supreme Court of this kingdom, the charter and objection were found insufficient, and Mr Alexander was ordered to be inrolled, and has been inrolled accordingly. Such being the case, it is clear the claimant has no title to be inrolled, both as another person stands upon the roll for these lands, and as the charter founded on is so far from being sufficient to give a title to be inrolled, that it was insufficient to prevent another person from being inrolled on the same lands when put in competition with his titles.

To which it was answered, That the objection was irrelevant, ^{Answer.} and proceeds upon a total misrepresentation of the fact. It is irrelevant, because the pretended decree of the Supreme Court alluded to was nothing more than a ministerial deliverance of the Court of Session, affirming the proceedings of the Court of Freeholders; and which deliverance was given in absence, in consequence of a written consent given by Mr Dalrymple of Orangefield, who would rather bring on a friend than carry on a lawsuit, and was not pronounced in favour of Mr William Alexander, for his elder brother was then alive: And it was still more materially

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Mr William
Dalrymple.

rially erroneous in point of fact, that the lands on which first Mr Robert Alexander, and afterwards Mr William Alexander, were inrolled, are altogether different from the lands contained in the certificate of valuation produced by the claimant; although it is not impossible that some of the lands contained in the inrolments of Mess. Alexanders may be found in the charter of Mrs Macrae Macguire produced. Be it so; and it is denied that the erroneous proceedings of a former Court of Freeholders, affirmed by a decree of the Court of Session, proceeding in absence and of consent, can affect the right of a third party, who had nothing to do with these proceedings, who is now in the possession of the lands he claims on, and regularly levies a large feu-duty out of them, as standing in the right of the lord of erection of the abbey of Paisley, which, by acts of parliament, public and private, is excepted from the acts of annexation of kirk lands, so as to exclude the church vassal from recurring to the Crown.

To which a reply was made *viva voce*.

Claim rejected.

The meeting having considered the claim, with the objection and answer made thereto, they reject the claim, and refuse to admit the claimant upon the roll. (Signed) JAMES RITCHIE.

John Boyes jun-
ior, writer in
Hamilton.

Thereafter it was moved, That the claim for John Boyes jun. writer in Hamilton, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for John Boyes jun. writer in Hamilton, and indorsed by him, for the said John Boyes, upon the 1st day of August last, mentioning, that the said John Boyes claimed to be inrolled in the roll of freeholders of the shire of Ayr, at their next Michaelmas Head Court, to be held in this present year 1780. The said John Boyes claimed to be entered and inrolled by virtue of the titles following, viz. Charter under the Great Seal, in favour of his Grace Douglas Duke of Hamilton and Brandon, of the fundry lands therein mentioned, and particularly all and whole the lands of Monk-castle, both Upper and Lower, with the mansion or manor-place, houses, biggings, yards, orchards, parts, pendicles, and pertinents thereof, extending in whole to an eight merk land of old extent; as also all and fundry the lands of Dalgarvan, extending to a five pound land of old extent, with all and fundry houses, buildings, yards, and pertinents thereof; and also all and whole the forty shilling land of old extent of Auchinkest, both Upper and Lower, with houses, biggings, yards,

yards, and pertinents of the same; and in like manner all and whole the forty shilling land of old extent of Birklands, with houses, buildings, yards, parts, pendicles, and pertinents thereof; all lying within the abbey and regality of Kilwinning, and sheriffdom of Ayr; dated the 10th day of December 1771: Extract commission by the said Duke, with consent of his curators, to Andrew Stewart, then King's remembrancer in exchequer, and John Davidson writer to the signet, and other persons therein named, or any two of them, to sell and dispose of all superiorities belonging to the said Duke, in the shire of Ayr, and other shires therein mentioned, in such manner and at such prices as they should think proper, and, in consequence thereof, to grant all writs necessary, dated the 27th day of January, 12th and 15th days of February 1774, and recorded in the books of session the 17th of the said month of February: Disposition by the said Andrew Stewart and John Davidson, as commissioners foresaid, in favour of the claimant, in liferent, during all the days of his life, of the foresaid lands and others particularly before mentioned, with the burden of the rights of property of the said lands and others, granted to the respective vassals therein, and their predecessors or authors; by which disposition the said commissioners disposed to the claimant the foresaid charter under the Great Seal, with the precept of seisin therein, so far as extended to the foresaid lands thereby disposed; which disposition is dated the 25th day of March 1774: And instrument of seisin of the foresaid lands, in favour of the claimant in liferent, proceeding upon the foresaid charter under the Great Seal, and the said assignation to the precept therein, dated the 1st April 1774, and recorded in the general register at Edinburgh the 5th day of the said month of April: That the said lands in which the claimant stands so infeft in liferent stand rated in the cess-books of the shire of Ayr at more than L.400 Scots, and pay land-tax and public burdens accordingly.

Against which claim Mr Hamilton of Sundrum objected, in so far as he claims upon the lands of Monk-castle, both Upper and Lower: That those lands formerly belonged to the abbey of Kilwinning, and now to the Earl of Eglintoune, as lord of erection thereof: That his Lordship, as undoubted superior of these lands, did dispone them to Mungo Campbell, Esq; late of the West Indies, who, at the Michaelmas Head Court of this county 1779, was inrolled upon these very lands of Monk-castle, and the lands of

John Boyes Junior, writer in Hamilton,

Objection.

of

John Boyes junior, writer in Hamilton. of Freehorn. Such being the case, it is impossible that two persons can be inrolled upon the same lands; and as it cannot be said that there is any alteration of Mr Campbell's circumstances, he must continue upon the roll until an alteration happens that will warrant his being struck off.

Answer. To which it was answered, That the claimant's right is so clear, that it would be wasting time and spending words to answer the objection: That Lord Eglintoune is lord of erection of the abbacy of Kilwinning cannot be disputed, and is proved by his charter upon the table: That his Grace the Duke of Hamilton is church vassal in the lands of Monk-castle and others is instructed by his precept from Chancery 3d January 1772, bearing, that, for an hundred years and more, his family have held the lands under charters from the Crown. The Duke of Hamilton has nothing to do with the claim or inrolment of Mr Mungo Campbell, and he meets with injustice if his dispositive is rejected upon so frivolous a pretence.

Claim rejected To which a reply being made *viva voce*,
The meeting having considered the claim, objection, and answer made thereto, they reject the claim, and refuse to admit the claimant upon the roll. (Signed) JAMES RITCHIE.

Sir Patrick Crawford, merchant in Rotterdam. Thereafter there was produced to the meeting, by John Murdoch, sheriff-clerk-depute of Ayrshire, a claim that was presented to him for Sir Patrick Crawford merchant in Rotterdam, and indorsed by him, for the said Sir Patrick Crawford, upon the 1st day of August last, mentioning, That Patrick Crawford of Auchinames obtained a charter under the Great Seal, dated 10th December 1773, of the several lands therein mentioned, and particularly all and whole the five merk land of old extent of Ardnell, with the whole parts and pendicles thereof, lying within the parish of Kilbride, late bailliary of Cunninghame, and shire of Ayr, which lands are holden blench of the Prince: That the said Patrick Crawford, by his disposition of date 7th March 1774, did dispositive the said five merk land of old extent of Ardnell, with the pertinents thereof, to and in favour of the claimant in liferent, and to the said Patrick Crawford himself, his heirs and assignees whatsoever, in fee, with and under the burden of the feu-rights of the said lands, granted by him, his predecessors and authors, to John Tait writer to the signet and others, his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his
forefairs

forefaids in fee, the whole writs and evidents of the faid lands, ^{Sir Patrick Crawford.} and particularly the charter before mentioned, with the precept of feisin therein contained, in fo far as the same concerned the faid five merk land of old extent of Ardneil, and pertinents thereof: That, by virtue of faid charter and disposition, the claimant was infeft in the liferent, and the faid Patrick Crawford in the fee, of the faid five merk land of old extent of Ardneil, conform to the instrument of feisin in their favour, which is dated 9th March 1774, and registered in the particular register of feisins kept at Ayr the roth day of the same month: That the faid lands of Ardneil do entitle the proprietor to vote in all elections of members to serve in parliament for the faid county of Ayr, in regard they are duly retoured as a five merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour of the faid lands preceding that date: That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the faid county.

Which claim being produced, Mr Busby objected to the same ^{Objection.} being taken under consideration of the court, in regard he is a foreigner, and no mandate is produced for presenting his claim and insisting upon his enrolment, and the claim itself produced is not signed by any person, nor has any person any authority to sign it for him.

To which it was answered for Sir Patrick Crawford, that to ^{Answer.} talk of signing a copy is a contradiction in terms, though his counsel had signed the claim to obviate the frivolous objection: That Sir Patrick Crawford, originally of Scotland, was now in England, where he had been elected a member of the House of Commons: That Sir Adam Ferguson was in possession of a letter from Sir Patrick, requesting his consent to his tying off with Colonel Macdonald, who, though a prisoner of war under parole, residing in London along with Sir Patrick, was this morning admitted to the roll. His counsel added, that being in possession of the titles received from his friend, John Crawford, Esq; of Auchinames, he did conceive himself entitled to act for him without any special mandate.

Whereon Sir Adam Ferguson produced the letter above referred to.

To which it was replied, That Sir Patrick Crawford was born ^{Reply.} and

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Sir Patrick
Crawford.

and had his residence in Rotterdam all his lifetime, and at this time is concerned in a very capital mercantile house there, and therefore he is a foreigner in the eye of the law, and to be deemed as such in every respect: That Mr George Ferguson thought proper to sign a copy of the claim in the court after the objection was made is a fact; but it is also a fact, that he signed the claim without any authority, at least he has produced none from Sir Patrick Crawford to this court. It has been found by this court, and that judgment affirmed by the Court of Session, that when a claim is presented for a foreigner or person forth of the kingdom, it is necessary, in absence of the claimant, that a proper mandate should be produced, authorising some person to sign and insist in the claim in his name; and it cannot be alledged, that the letter produced by Sir Adam Ferguson gives him any authority to present this claim, and to obtain the judgment of this court thereon. The only question then remaining for the consideration of the court is, Whether Sir Patrick Crawford is a foreigner, or a person that resides in Scotland? for unless he has a residence in Scotland, he is a foreigner in the eye of the law.

Duply.

To which it was duplied, Every material fact in the reply is denied; the son of a gentleman born in Scotland is to all intents and purposes a British born subject.

Claim rejected

Thereafter the question being put, Inrol Sir Patrick Crawford or not? it carried by a majority, not to inrol, and the meeting refused to inrol him accordingly. (Signed) JAMES RITCHIE.

James Crawford,
second son of Patrick
Crawford of
Auchinames.

Thereafter it was moved, That the claim of James Crawford, second son of Patrick Crawford of Auchinames, be next taken up: And there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for James Crawford, Esq; second son of Patrick Crawford of Auchinames, Esq; and indorsed by him for the said James Crawford upon the 1st day of August last, mentioning, That the said Patrick Crawford obtained a charter under the Great Seal, dated 10th December 1773, of the several lands and others therein mentioned, viz. and particularly of all and whole the lands and barony of Kilbride, extending to a twenty merk land of old extent, comprehending the lands and others underwritten, viz. the lands of Blackshaw, the lands of Fauls, the lands of Meikle Onyhill, the lands of Little Onyhill, the lands of Mains, the lands of Brairland, the lands of Cauldstream, the lands of Meikle Newtown, the lands of Dyke-neuck,

neuck, the lands of Little Newtown, the lands of Boydstown, the lands of Law of Kilbride, which are parts and portions of the said lands and barony of Kilbride, with the mill of the said barony, commonly called the north mill, otherwise called the mill of Law of Kilbride, mill-lands, multures, sucken, multure, knaveship, services, and pertinents thereof, as also with the astricted multures, sucken, and knaveship used and wont to be paid to the said mill out of the ten merk land of Portencrofs and Ardnell, to which mill the said lands are astricted, with all houses, buildings, yards, orchards, mill-lands, multures, woods, fishings, outsets, parts, pendicles, annexis, connexis, services, advocacy and donation of churches and chaplainries, with the universal pertinents of the foresaid lands, lying within the bailliary of Cunninghame, and sheriffdom of Ayr, which lands and barony before mentioned are holden blench of his Royal Highness the Prince of Wales: That the said Patrick Crawford, by his disposition, of date 7th March 1774, did dispose the said lands and barony of Kilbride, comprehending the several lands and others particularly before mentioned, to and in favour of the claimant in liferent, and to the said Patrick Crawford, his heirs and assignees, whatsoever in fee, with and under the burden of the feurights of said lands, barony, and others, granted by him, his predecessors and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his forefairs in fee, the whole writs and evidents of the said lands and barony, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as the same concerned the said lands and barony of Kilbride: That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Crawford, in fee, of the said lands and barony of Kilbride, comprehending the several lands and others before mentioned, conform to instrument of seisin in their favour, dated 9th March 1774, and registrate in the particular register of seisins kept at Ayr the 10th day of the same month: That the said lands and barony of Kilbride are valued in the cess-books of the county at above L.400 Scots, and are liable to pay, and do pay, land tax and other public burdens conform to that valuation, as will appear by the cess-books of the county, and a certificate to be produced: That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to

vove

James Crawford, vote in the elections of commissioners or members to serve in parliament for the said county.

Objection.

Against which it is objected, That there is no claim produced to this court signed by Mr Crawford, or by any person having authority from him: That he lately left Great Britain with a view to go to the East Indies, but was captured by the Spanish fleet, and is just now a prisoner in Spain, a fact notour to the whole court. In this situation of the premisses the court cannot enrol Mr Crawford.

To which an answer having been made *viva voce*,

Claim rejected

The meeting having considered the claim, with the objection made thereto, they reject the said claim, and refuse to admit the same upon the roll. (Signed) JAMES RITCHIE.

Dr John Roebuck of Birmingham.

Thereafter it was moved, That the claim for Dr John Roebuck of Birmingham, presently residing at Kinniel, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Dr John Roebuck of Birmingham, presently residing at Kinniel, and indorsed by him for the said Dr John Roebuck upon the 1st day of August last, mentioning, That the said John Roebuck claimed to be enrolled in the roll of freeholders of the shire of Ayr, at their Michaelmas Head Court, to be held in the present year 1780, by virtue of the titles following, viz. charter under the Great Seal, in favour of his Grace Douglas Duke of Hamilton and Brandon, of the sundry lands therein mentioned, and particularly all and whole the lands of Goldring, with the manor-place, houses, biggings, yards, orchards, tofts, crofts, outsets, annexes, connexes, dependencies, tenants, tenancies, and services of free tenants, parts, pendicles, and pertinents of the said lands whatsoever, lying within the parish of Symington, bailliary of Kylestewart, and sheriffdom of Ayr, dated the 10th December 1771; Extract commission by the said Duke, with consent of his curators, to Andrew Stewart, then King's Remembrancer in Exchequer, and John Davidson, writer to the signet, and other persons therein named, or any two of them, to sell and dispose of all superiorities belonging to the said Duke, in the shire of Ayr, and other shires therein mentioned, in such manner and at such prices as they thought proper, and, in consequence thereof, to grant all writs necessary, dated the 27th day of January, 12th and 15th days of February 1774, and recorded in the books of Session the

17th of the said month of February: Disposition by the said Andrew Stewart and John Davidson, as commissioners foresaid, in favour of the claimant in liferent, during all the days of his life, of the foresaid lands of Goldring, (including therein that piece of land called Kemmockland), as then possessed by William Cunningham of Enterkine, as heritable vassal to the said Duke therein, and his tenants or subvassals therein, and with the burden of the right of property of the said lands, granted to the said William Cunningham or his predecessors; and by which disposition the said commissioners assign to the claimant the foresaid charter under the Great Seal, with the precept of feisin therein, so far as extended to the said lands thereby disposed, which disposition is dated the 19th day of March 1774 years: And instrument of feisin of the foresaid lands, in favour of the claimant in liferent, proceeding upon the foresaid charter under the Great Seal, and the said assignation to the precept therein, dated the 31st day of March 1774, and recorded in the general register of feisins at Edinburgh the 5th day of April thereafter: That the said lands, upon which the claimant stands so infest in liferent, are retoured to above a forty shilling land of old extent prior to the year 1681.

Against which claim it was objected by Mr Hamilton of Sundrum, That the disposition and charter founded on in the claim do not correspond. There are two Goldrings, the one of which in superiority belongs to the family of Adamton, and which is held by Mr Fullarton, as vassal to that family in these lands. The other Goldring, it is said, the Duke of Hamilton pretends to be superior of, and in which Mr Fullarton is likewise the vassal; and this last Goldring, it appears, the Duke of Hamilton has got in the charter produced. But the disposition is not confined to the Goldring contained in the charter, which does not afford a sufficient qualification for a freehold; and therefore, in place of disposing the Duke's Goldring contained in the charter simply, the framer of the disposition has endeavoured to give the claimant different or additional lands, in order to make it answer the description in the retour produced of the fifty shilling land of Goldring, which fifty shilling land of Goldring contains both the Goldrings above mentioned: But the disposition can extend no further than to the lands in the charter; and as it cannot be denied the superiority of one of them belongs to Blair of Adamton, therefore the claimant cannot

Objection.

Lieut. John
Dalrymple.

claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of Commissioners or members to serve in parliament for the said county.

Objection.

Against which claim it was objected, by Mr Hamilton of Sundrum, in the first place, That there are no such lands as the two merk lands of Garrive disposed to him. To instruct this allegation, it will be observed, that the charter in favour of the Earl of Dumfries, of 23d February 1774, contains, first, the two merk lands of Over Garriffs, and which are disposed by his Lordship to Mr Dalrymple of Dunragget in liferent, and himself in fee; secondly, the two merk lands of Nether Garrieve, disposed to Mr John Cumming in liferent, and his Lordship in fee; thirdly, the two merk lands of Garrive disposed to the claimant. The lands thus disposed to the claimant were put into the charter without any authority, merely with a view to correspond with the retour founded on.

The whole lands of Garrieve, both Over and Nether, do now belong to Mr Maxwell of Williamwood; and there are no other lands of Garrieve but what belongs to Mr Maxwell; and, as already observed, these lands of Over and Nether Garrieves have been disposed by the Earl of Dumfries to other two gentlemen; and the precept of feisin, in the Earl's charter, was fully exhausted by his own infeftment in the fee of the lands, so as appears by a certificate produced under the hand of the notary who gave the infeftment: So that the infeftment in favour of the claimant in the lands of Garrieve was merely ideal; for no such lands exist independent of the lands of Over and Nether Garrieves, disposed to others. On the other hand, if the claimant says that they are part of the lands of Over and Nether Garrieves, belonging in property to Mr Maxwell of Williamwood, (which at the same time cannot be supposed, when these lands are expressly disposed to others), his qualification is liable to a solid objection on another ground, that Mr Maxwell of Williamwood, and those having powers from him, have brought a process of reduction against the Earl of Dumfries, the claimant, and all the other persons to whom the Earl has disposed the superiority of his lands, for reducing and setting aside all such dispositions, as multiplying superiors upon Mr Maxwell the vassal, as appears by the process produced, and which

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is contrary to law, and has been so determined by the different judgments of the Court of Session. Lieut. John Dalrymple.

It is, in the *second* place, objected, That the charter in favour of the Earl of Dumfries is not sufficient evidence of itself that the lands of Milnmark are any part of the barony of Cumnock belonging to the said Earl; for it appears from a former charter of that barony, in favour of the Earl, dated 23d February 1769, and which is specially referred to in the charter founded on as the title on which resignation was made, that these lands of Milnmark was not therein contained, although there is a very anxious enumeration of all the different particulars of which the barony was composed. It is very evident that many different lands have been put into the charter founded on, which are either no part of the barony of Cumnock, or which had been long ago given off that barony to different persons. In particular, that is the case with the greatest part of the lands contained in the retour of Cunninghame of Newhouse, which are all again restored to the barony without any warrant or authority; and therefore some other evidence is necessary to show to the freeholders that the lands of Milnmark are truly a part of the barony of Cumnock belonging to the Earl of Dumfries, and in possession of the claimant in virtue of the conveyance from his Lordship.

To which it was answered, That this objection exceeded all that had gone before. It could not be answered, and did not deserve an answer. The very summons at the instance of Maxwell of Williamwood, appealed to by Mr Busby in support of some other of his objections, carried evidence in the face of it of the falsehood of this, showing that the lands of Garrieve, conveyed to the claimant, are the very identical lands of Over Garrieve which Maxwell of Williamwood pretends to claim right to, the alledged progress being derived from the family of Craigie, and the retour produced showing that the lands were derived from Wallace of Craigie, a single tenement never united with those other lands to which Williamwood pretended right. As to the remaining objection, it could not be left to the justice of the majority of the meeting; it was reserved for higher discussion. Answer.

To which a reply was made *viva voce*.

The meeting having considered the claim, with the objection and answer, they reject the claim. (Signed) JAMES RITCHIE. Claim rejected

Thereafter there was produced to the meeting, by John Murdoch,

Jonathan Anderson, merchant in Glasgow.

doch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Jonathan Anderson, merchant in Glasgow, and indorsed by him, for the said Jonathan Anderson upon the 1st day of August last, mentioning, That the said Jonathan Anderson claimed to be inrolled among the freeholders of the county of Ayr, at their next Michaelmas Head Court, in the present year 1780, in virtue of the following titles, viz. Charter under the Great Seal in favour of the claimant, dated the 6th day of the month of August 1779 years, written to the Seal and registered the 14th day of September 1779 years foresaid, of all and hall the four merk land of Warrickhill, of which the lands of Monkland and Bog are parts, and twenty shilling land of Dreghorn, with the houses, buildings, yards, parts, pendicles, and pertinents thereof, all lying in the parish of Dreghorn, bailliary of Cunninghame, and sheriffdom of Ayr, excepting from the said twenty shilling land of Dreghorn the house and yard lying in the village of Dreghorn formerly possessed by John Stewart there, and feued out to him by Sir William Cunninghame of Cunninghame-head, as the said lands, with the pertinents, were lately possessed by Margaret and Jean Edmonstones, as vassals of the said lands, and their subtenants: Seisin following upon the foresaid Crown charter in favour of the claimant, in virtue of the precept therein contained, dated the 29th day of September 1779 years, registered in the particular register of seifins, kept within the shire of Ayr, the Which lands are retoured above a forty shilling land of old extent, as shall be instructed by a retour bearing date preceding the month of September 1681 years: And therefore the said Jonathan Anderson claimed to be inrolled in the roll of freeholders of the county of Ayr at their Michaelmas Head Court 1780 years.

Claim withdrawn.

Robert Scott, merchant in Glasgow.

Which claim was afterwards withdrawn.

Thereafter it was moved, That the claim for Robert Scott, merchant in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Robert Scott, merchant in Glasgow, and indorsed by him for the said Robert Scott, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the land and barony of Cumnock, comprehending, *inter alia*, the two merk

merk land of Nether Kayrne of old extent, and also the two merk land of the lands of Nether Waistland, of old extent, lying in Kingkyle, and shire of Ayr, which lands are holden blench of his Majesty : That the said Patrick Earl of Dumfries, by his disposition of date 7th March 1774, did dispoise the said two merk land of Nether Kayrne, with houses, biggings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to Hugh Campbell of Garrallan, and also the two merk land of the lands of Nether Waistland, with the houses, buildings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to William Campbell of Wellwood, to and in favour of the claimant in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others granted by the said Earl, his predecessors and authors, to his vassals thereof ; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands and others thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as the same concerned the lands thereby disposed : That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Earl of Dumfries in fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, which is dated 9th March 1774, and registered in the particular register of seisins kept at Ayr the 12th day of the same month : That the lands and others particularly before mentioned do entitle the proprietors to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a four merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceding that date : That the claimant, in virtue of the titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

To which it was objected by Mr Hamilton of Sundrum, That
Objection,
he

John Scott. he claims, *inter alia*, upon the two merk lands of Nether Kayrne of old extent, said to be part of the barony of Cumnock, in virtue of a disposition thereof from Patrick Earl of Dumfries, and charter under the Great Seal of the barony of Cumnock, in the Earl's favour, assigned to the claimant, in so far as concerns the lands disposed. Upon examining the charter, it appears that the said two merk lands of Nether Kayrne have been therein inserted without any authority; and although they were not contained in any of the former charters of the barony of Cumnock, but in the charter founded on, there is a general exception of all lands and others which were parts and pertinents of the said barony of Cumnock, and which were acquired by Sir George Campbell of Cessnock from James Crichton of Castlemains: And in looking farther back to the charters granted in favour of the family of Dumfries, there has been found a charter under the Great Seal, dated 30th March 1687, in favour of Lord Crichton, an authentic extract of which is produced, and which contains the above general exception, and then enumerates the particular excepted lands, among which are, "duas mercat. terrarum de Cairne;" and these certainly are the same lands with the lands of Nether Kayrne contained in this claimant's titles, because, since the 1687 down to the 1774, when the charter in favour of the Earl of Dumfries was expedited, for the avowed purpose of creating freehold qualifications, no lands of the name of Nether Kayrne or Cairne appear in the charters of that family, for this good reason, that they had been excepted in the original charter, which erects Cumnock into a barony, having been previously sold by James Crichton of Castlemains to Sir George Campbell of Cessnock. And, in the *second* place, it is objected, That the retour of William Campbell, of the 31st August 1603, produced for instructing the old extent of the said lands of Nether Kayrne, is not sufficient for that purpose, because the values of the different lands in the descriptive clause are different from the sum total in the valent. The sums in the descriptive clause, when added together, amounting only to 8 merks, or L.5:6:8, but the *cumulo* value is L.7:6:8; and retours, where this is the case, have never been sustained as sufficient for holding the descriptive clause sufficient evidence of the old extent. To which an answer was made *viva voce*.

Claim rejected The meeting having considered the claim, with the objection made

made thereto, they reject the claim, and refuse to admit the claimant upon the roll.

(Signed) JAMES RITCHIE.

And thereafter it was moved, That the claim for Robert Bogle, merchant in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Robert Bogle, merchant in Glasgow, and indorsed by him, for the said Robert Bogle, upon the first day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands and baronies therein mentioned, and particularly of all and whole the two merk land of old extent of Pennyland, the property and tenantry, with the pertinents, lying in the parish of Auchinleck, within the shire of Ayr, and comprehending the merk land of Nether Pennyland, called Waterside, with the tower, fortalice, manor-place, houses, buildings, yards, orchards, wards, parts, pendicles, and pertinents, and teinds parsonage and vicarage thereof, and that part of the lands and barony of Auchinleck, called the Merkland of Pennyland of old extent, with the manor-place, houses, biggings, yards, and pertinents of the same, together with the teinds parsonage and vicarage, and annuities thereof, as also the two merk land of Snaides of old extent, comprehending Upper and Nether Snaides, which are parts and portions of the said lands and barony of Auchinleck, with the houses, buildings, yards, and pertinents thereof, lying on both sides of the water of Lugar, within the parish of Auchinleck, and shire of Ayr foresaid, which lands are holden of his Royal Highness the Prince of Wales: That the said Patrick Earl of Dumfries, by his disposition of date 7th March 1774, did dispo-
 ne the said several lands and others particularly before mentioned to and in favour of the claimant in liferent, during all the days of his lifetime, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands, granted by the said Earl, his predecessors and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands and others thereby disponed, and particularly the charter before mentioned, with the precept

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of

Robert Bogle,
 merchant in
 Glasgow.

Robert Bogle. of seisin therein contained, in so far as the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Earl of Dumfries in fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, which is dated 8th March 1774, and registered in the particular register of seisins kept at Ayr the 12th day of the same month: That the lands and others particularly before mentioned do entitle the proprietors to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a four merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceding that date: That the claimant, in virtue of the titles before mentioned, has right to be inrolled in the roll of the freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Objection.

Against which claim it was objected, by Mr Hamilton of Sundrum, That, among the lands for which the claimant craves to be admitted upon the roll are the following, which are described in his disposition thus: "The two merk land of Snaides of old extent, comprehending Upper and Nether Snaides, which are parts and portions of the lands and barony of Auchinleck, with the houses, buildings, yards, and pertinents thereof, lying on both sides of the water of Lugar, within the parish of Auchinleck, and sheriffdom of Ayr;" and his titles are a disposition in his favour, dated 7th March 1774, granted to him by the Earl of Dumfries, and which disposition contains a conveyance to a charter under the Great Seal, in favour of the said Earl, dated 23d February 1774, in so far as respects the above lands and others thereby conveyed to him, the claimant; but, in the retour of John Porterfield of Hapland, produced with the view of instructing the old extent of the lands of Snaides, the lands are therein described the two merk land of Swades, which certainly are not the same with the lands of Snaides. And, in the second place, it is objected, That the retour of Adam Douglas, founded on by the claimant, is no evidence that the lands of Pennyland are two merk lands of old extent, as the retour expressly bears, that they are held of the Queen, for payment yearly of the sum of two merks; and whenever the old extent and the yearly duty payable to the superior

superior are the same, it is clear, that such a retour cannot be the ^{Robert Bogles} title of a freehold qualification.

Thirdly, The retour cannot apply to the Pennyland said to belong to Lord Dumfries. These last are made to hold of the Prince of Scotland; whereas the Pennyland mentioned in the retour bear to be held of the Queen, and are distinguished by this specialty, that they bear a particular reddendo of two merks, which the lands in Lord Dumfries's charter do not.

To which an answer was made *viva voce*.

The meeting having considered the claim, with the objection ^{Claim rejected} made thereto, they reject the claim, and refuse to admit the claimant.

(Signed) JAMES RITCHIE.

And thereafter it was moved, That the claim for Lieutenant-Lieut. Col. Colonel John Douglas of the royal regiment of North British dra- ^{John Douglas} goons be next taken up: And accordingly there was produced to ^{of the royal} the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a ^{regiment of} claim that was presented to him for Lieutenant-Colonel John ^{North British} Douglas of the royal regiment of North British dragoons, and in- ^{dragoons.} dorfed for him by the said John Murdoch upon the 11th day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Cumnock, comprehending, *inter alia*, the one merk land of Over Auchingibbart of old extent, and also the lands called Kirklands of Cumnock, and Clachanton thereof, extending to a two merk land of old extent, lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition dated 7th March 1774, did dispoise the said one merk land of Over Auchingibbart, and also the said lands called the Kirklands of Cumnock, and Clachanton thereof, together with the whole houses, buildings, yards, and whole other parts and pertinents of the said several lands, all as formerly belonging to James Cunninghame of Newhouse, to and in favour of the claimant in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl, his predecessors and authors, to his vas-
sals

Lieut. Col. John Douglas. fals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in liferent, and the said Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, dated 10th March 1774, and registered in the particular register of seisins kept at Ayr the 12th day of the said month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a three merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceding that date: That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders for the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Objection.

To which it was objected by Mr Hamilton of Sundrum, That the one merk land of Over Auchingibbart is part of the lands of Logan, belonging to Hugh Logan of Logan, Esq; in property, holden of the Earl of Dumfries, conform to a precept of *clare constat*, granted by Penelope Countess of Dumfries to the deceased George Logan of that ilk, the present Mr Logan's author and predecessor, dated 11th September 1745, produced: That the present Logan is vassal in these lands, and has brought a process of reduction against the Earl of Dumfries, the claimant, and all the other persons to whom the Earl has disposed the superiority of his lands, upon this ground, that the Earl was not entitled by law to multiply superiors upon him; the execute summons of reduction is produced; and as similar objections were sustained by the court of freeholders at the Michaelmas Head Court 1779, it is unnecessary to enter more fully into the point of law, which indeed has been fixed and ascertained by different judgments of the Court of Session.

To which an answer was made *viva voce*,

Claim rejected

The meeting having considered the claim, with the objections made

made thereto, they reject the claim, and refuse to admit the claimant upon the roll.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for John Barns, merchant in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for John Barns, merchant in Glasgow, and indorsed by him for the said John Barns, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Glenmulr, comprehending, *inter alia*, the four merk land of Schaw of old extent, lying within the bailliarie of Kylestewart, and sheriffdom of Ayr, which lands are holden blench of his Royal Highness the Prince of Wales: That the said Patrick Earl of Dumfries by his disposition, of date 7th March 1774, did dispone the said four merk land of Schaw, with the houses, biggings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to James Earl of Queensberry, to and in favour of the claimant in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl, his predecessors, and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands and others thereby disposed, and particularly the charter before mentioned, with the precept of seisin therein contained, in so far as the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in the liferent, and the said Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to instrument of seisin in their favour, which is dated 9th March 1774, and registered in the particular register of seisins kept at Ayr the 12th day of the same month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr in regard they are duly retoured as a four merk land of old

R

extent

John Barns. extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceding that date: That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Objection. Against which claim it was objected by Mr Hamilton of Sundrum, That the retour of William Earl of Queensberry, produced for instructing the old extent of the four merk land of Schaw, said to be part of the barony of Glenmuir, that the values of the different lands in the descriptive clause are different from the sum total in the valent, the sums in the descriptive, when added together, amounting to L.15:13.4, and in the valent to L.16:6; and retours, where that is the case, have never been sustained as sufficient for holding the descriptive clause evidence of the old extent; in respect whereof the claimant cannot be added to the roll.

To which an answer was made *viva voce*.

Claim rejected The meeting having considered the claim, with the objection made thereto, they reject the claim, and refuse to admit the claimant upon the roll. (Signed) JAMES RITCHIE.

Benjamin Roebuck, son of Dr John Roebuck of Birmingham. Thereafter there was produced to the meeting, by John Murdoch, sheriff clerk depute of Ayrshire, a claim that was presented to him for Benjamin Roebuck, son of Dr John Roebuck of Birmingham, presently residing at Kinniel, and indorsed by him for the said Benjamin Roebuck, upon the 1st of August last, mentioning, That the said Benjamin Roebuck claimed to be inrolled in the roll of freeholders of the shire of Ayr, at their next Michaelmas Head Court, to be held in this present year 1780, by virtue of the titles following, viz. Charter under the Great Seal, in favour of his Grace Douglas Duke of Hamilton and Brandon, of the sundry lands therein mentioned, and particularly all and whole the five pound land of Over and Nether Coudams, with the manor-place, houses, biggings, yards, orchards, tofts, crofts, outlets, annexes, connexes, dependencies, tenants, tenancies, and service of free tenants, parts, pendicles, and pertinents whatsoever of the said lands, lying in the parish of Symington, bailliary of Kylestewart, and shire of Ayr, dated 10th December 1771: Extract commission by the said Duke, with consent of his curators, to Andrew Stewart, then King's remembrancer in exchequer, and John Davidson writer to the signet, and other persons therein named, or any two of them, to sell and

and dispose of all superiorities belonging to the said Duke in the shire of Ayr, and other shires therein mentioned, in such manner and at such prices they thought proper, and in consequence thereof to grant all writs necessary, dated the 27th January and 12th and 15th of February 1774, and recorded in the books of Session the 17th of the said month of February: Disposition by the said Andrew Stewart and John Davidson, as commissioners foresaid, in favour of the claimant, in liferent, during all the days of his life, of the foresaid lands and pertinents thereof, as then possessed by William Mure of Caldwell, as heritable vassal to the said Duke therein, and his subvassals, with the burden of the right of property of the said lands, granted by the said Duke or his ancestors to the said William Muir or his predecessors, and by which disposition the said commissioners assigned to the claimant the foresaid charter under the Great Seal, with the precept of seisin therein, so far as extended to the said lands thereby disposed, which disposition is dated the 19th day of March 1774: And instrument of the foresaid lands in favour of the claimant in liferent, proceeding upon the foresaid charter under the Great Seal, and the said assignation to the precept therein, dated the 31st of March 1774, and recorded in the general register of seissins at Edinburgh the 5th day of April thereafter: That the said lands, upon which the claimant stands so infest in liferent, are retoured to above a forty shilling land of old extent prior to the year 1681.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said Mr Benjamin Roebuck entitled to be inrolled in the roll of freeholders in the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for John Macdowal, Esq; merchant in Glasgow, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for John Macdowal, Esq; merchant in Glasgow, and indorsed by him for the said John Macdowal, upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly of all and whole the lands and barony of Cumnoek, comprehending, *inter alia*, the ten merk land of Borland and Cowlach of old extent, lying in King's Kyle, and the right of Ayr, which hold blench of his Majesty:

Inrolled.

John Macdowal, Esq; merchant in Glasgow.

jetty:

John Mac-
dowal.

jefty : That the said Patrick Earl of Dumfries, by his disposition of date 7th March 1774, did dispoſe the ten merk land of Borland and Cowlach, with the tower, fortalice, houſes, buildings, yards, and whole other parts, pendicles, and pertinents thereof, as formerly belonging to William Hamilton, to and in favour of the claimant, in liſerent, during all the days of his life, for his liſerent uſe only, and to himſelf and the heirs of his body, whom failing, to his other heirs ſucceeding to him in the earldom and eſtate of Dumfries, ſpecified in the former rights and inveſtitures thereof, in fee, but with and under the burden of the feu-rights of the ſaid lands and others granted by the ſaid Earl, his predeceſſors, and authors, to his vailals thereof; and he likewiſe thereby aſſigned to the claimant in liſerent, and to himſelf and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby diſpoſed, and particularly the charter before mentioned, with the precept of ſeiſin therein contained, in ſo far as the ſame concerned the lands thereby diſpoſed: That, by virtue of the ſaid charter and diſpoſition, the claimant was infeſt in the liſerent, and the ſaid Patrick Earl of Dumfries in the fee, of the lands particularly before mentioned, conform to inſtrument of ſeiſin in their favour, which is dated 11th March 1774, and regiſtered in the particular regiſter of ſeiſins kept at Ayr the 12th day of the ſame month: That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to ſerve in parliament for the ſaid county of Ayr, in regard they are duly retoured as a ten merk land of old extent before 16th September 1681, which will be inſtructed by an extract from the records of Chancery of a retour or retours of the ſaid lands preceding that date: That the claimant, in virtue of the titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to ſerve in parliament for the ſaid county.

Inrolled.

Which claim, with the writs produced for inſtructing the ſame, being conſidered by the meeting, they find the ſaid John Macdowal entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

John Nielſon
of Craigeaſſie.

Thereafter it was moved, That the claim for John Nielſon of Craigeaſſie be next taken up: And accordingly there was produced to the meeting, by John Murdoch, ſheriff-clerk depute of Ayrſhire

Thire, a claim that was presented to him for John Nielson of John Nielson.
 Craiggassie, and indorsed by him for the said John Nielson up-
 on the 1st day of August last, mentioning, That Patrick Earl of
 Dumfries obtained a charter under the Great Seal, dated 23d Fe-
 bruary 1774, of the several lands, baronies, and others therein
 mentioned, and particularly of all and whole the lands and barony
 of Cumnock, comprehending, *inter alia*, the lands of Pennyfad-
 zeech, with the corn-mill, mill-lands, multures, and sequels there-
 of, extending to a four merk and forty penny land of old extent,
 lying in King's Kyle, and shire of Ayr, which lands are holden
 blench of his Majesty: That the said Patrick Earl of Dumfries, by
 his disposition of date 7th March 1774, did dispone the said lands
 of Pennyfadzeech, with the corn-mill, mill-lands, multures, and se-
 quels thereof, with the houses, buildings, and whole parts, pen-
 dicles, and pertinents of the same, as formerly belonging to James
 Cunninghame of Newhouse, to and in favour of the claimant
 in liferent, during all the days of his life, for his liferent use only,
 and to himself and the heirs of his body, whom failing, to his o-
 ther heirs succeeding to him in the earldom and estate of Dumfries,
 specified in the former rights and investitures thereof, in fee, but with
 and under the burden of the feu rights of the said lands and others,
 granted by the said Earl, his predecessors and authors, to his vas-
 sals thereof; and he likewise thereby assigned to the claimant in
 liferent, and to himself and his heirs before mentioned in fee, the
 whole writs, evidents, and title-deeds of the lands and others there-
 by disposed, and particularly the charter before mentioned, with
 the precept of seisin therein contained, in so far as concerned the
 lands thereby disposed: That, by virtue of the said charter and
 disposition, the claimant was in seisin in the liferent, and the said Pa-
 trick Earl of Dumfries in fee, of the lands particularly before men-
 tioned, conform to instrument of seisin in their favour, which is
 dated 8th March 1774, and registered in the particular register of
 seisins kept at Ayr the 12th day of the same month: That the lands
 and others particularly before mentioned do entitle the proprietor
 to vote in all elections of commissioners or members to serve in par-
 liament for the said county of Ayr, in regard they are duly retour-
 ned as a four merk and forty penny land of old extent before 16th
 September 1681, which will be instructed by an extract from the
 records of Chancery of a retour or retours of the said lands prece-
 ding that date: That the claimant, in virtue of his titles before
 S mentioned,

John Nielson, mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county.

Inrolled.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said John Nielson entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

John Forbes,
Esq; eldest son
of John Forbes
of Newhall.

Thereafter it was moved, That the claim for John Forbes, Esq; eldest son of John Forbes of Newhall, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depure of Ayrshire, a claim that was presented to him for John Forbes, Esq; eldest son of the deceased John Forbes of Newhall, Esq; and indorsed for him by the said John Murdoch upon the 1st day of August last, mentioning, That Patrick Earl of Dumfries obtained a charter under the Great Seal, dated 23d February 1774, of the several lands, baronies, and others therein mentioned, and particularly all and whole the lands and barony of Cumnock, comprehending, *inter alia*, the four merk land of Nether Gelt of old extent, lying in King's Kyle, and shire of Ayr, which lands are holden blench of his Majesty: That the said Patrick Earl of Dumfries, by his disposition of date 7th March 1774, did dispoise the said four merk land of Nether Gelt, with the whole parts, pendicles, and pertinents thereof, to and in favour of the claimant in liferent, during all the days of his life, for his liferent use only, and to himself and the heirs of his body, whom failing, to his other heirs succeeding to him in the earldom and estate of Dumfries, specified in the former rights and investitures thereof, in fee, but with and under the burden of the feu-rights of the said lands and others, granted by the said Earl, his predecessors and authors, to his vassals thereof; and he likewise thereby assigned to the claimant in liferent, and to himself and his heirs before mentioned in fee, the whole writs, evidents, and title-deeds of the lands thereby disposed, and particularly the charter before mentioned, with the precept of feisin therein contained, in so far as the same concerned the lands thereby disposed: That, by virtue of the said charter and disposition, the claimant was infeft in liferent, and the said Patrick Earl of Dumfries in fee, of the lands particularly before mentioned, conform to instrument of feisin in their favour, which is dated 9th March 1774, and registered in the particular register

register of seisin kept at Ayr the 12th day of the same month : John Forbes.

That the lands and others particularly before mentioned do entitle the proprietor to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr, in regard they are duly retoured as a four merk land of old extent before 16th September 1681, which will be instructed by an extract from the records of Chancery of a retour or retours of the said lands preceeding that date : That the claimant, in virtue of his titles before mentioned, has right to be inrolled in the roll of freeholders of the county of Ayr, and to vote in all elections of commissioners or members to serve in parliament for the said county of Ayr.

Which claim, with the writs produced for instructing the same, Inrolled, being considered by the meeting, they find the said John Forbes entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for William Cunning-William Cunningham of Lainshaw be next taken up : And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for William Cunningham of Lainshaw, merchant in Glasgow, and indorsed by him for the said William Cunningham, upon the 28th of July last, mentioning, That the claimer was several years ago inrolled in the roll of freeholders for the shire of Ayr upon the forty shilling land of Bridgehouse, lying in the parish of Riccarton : That having lately purchased the estate of Lainshaw, comprehending the particular lands after mentioned, holden of the Crown, he is now desirous to have the same added to his former qualification, and to continue on the roll in virtue thereof, as well as of the foresaid lands of Bridgehouse : For instructing his right to the lands after mentioned, parts of the estate of Lainshaw, the claimer produced a charter of sale in his favour under the Seal appointed by the treaty of Union to be kept in Scotland in place of the Great Seal formerly used there, dated the 6th and sealed the 28th days of August 1779 years, whereby our Sovereign Lord the King, with consent therein mentioned, gave, granted, and disposed to the claimer, his heirs and assignees, the several lands, mills, teinds, and others therein and particularly after mentioned, viz. all and whole the five merk land of old extent of Magbiehill, with parts, pendicles, and pertinents of the same, lying in the lordship of Kylestewart, and sheriffdom of Ayr ;

William Cun-
ningham.

Ayr; as also that portion of land lying at the kirk of Stewartown, called Clerkhill *alias* Kirkhouse of Stewarton, with houses, biggings, yards, parts, pendicles, and pertinents of the same, lying in the lordship of Paisley, parish of Stewarton, bailliary of Cunninghame, and shire of Ayr; and in like manner all and whole the wauk-mill and lands of Goosehills *alias* Goosehouse, as the same was formerly possessed by James Brown, clothier, the lands of Muirhouse, as some time possessed by Jean Wylie, and the lands of Backmuir, with all the houses, biggings, yards, parts, pendicles, and pertinents pertaining to the foresaid whole lands, which are parts of the four merk land of Meikle Corshill, and two merk land of Little Corshill, lying in the parish of Stewarton, bailliary of Cunninghame, and sheriffdom of Ayr, with the teinds, parsonage and vicarage, of the said lands; as also all and whole the forty shilling land of old extent of Cocklebie, with the manor-place, houses, biggings, yards, parts, pendicles, and pertinents of the same, lying in the parish and barony of Stewarton, bailliary of Cunninghame, and shire of Ayr, with the teinds, parsonage and vicarage, of the said lands; as also all and whole the forty shilling land of old extent of the town of Stewartown, with houses, biggings, yards, orchards, annexis, connexis, parts, pendicles, and pertinents of the same whatsoever, with the teinds, parsonage and vicarage, of the said lands, lying in the parish of Stewartown, bailliary of Cunninghame, and sheriffdom foresaid; which lands comprehend all the lands, tenements, houses, and yards lying in and about the town of Stewartown which pertained to the deceased James Montgomery of Lainshaw, and lie contigue and are bounded by the water of Annock, up the length of Goosehills mill-dam, on the south, by the water of Corshill, up the length of the bridge at the mill of Corshill, on the east, by the vestige of an old dyke, running near a straight line from the said bridge at the mill of Corshill to the north-east corner of the park-dyke inclosing the meadow of Cocklebie, some time possessed by John Ross, gardener in Stewartown, and by the northmost side of the park-dyke and hedge from the length of the common high-road leading from Stewartown to Dunlop, and by the said common high-road the length of the lands of Hillhouse, which belong to the Earl of Glasgow, and the lands of Hillhouse, on the north, and by the lands of Magbiehill and other lands on the west parts; as also all and whole the right and privilege of holding a weekly market on Thursday, and four fairs yearly, one upon the last Thursday

day of May, another upon the last Thursday of July, and another William Cun-
November, and another upon the 3d Wednesday. Cunningham.

day of January, and every one of the said fairs to continue for the space of three days upon the said forty shilling land of Cocklebie, and that for all kinds of merchandize, with the whole tolls, customs, and casualties thereof, and all other liberties, privileges, and commodities used and wont, and belonging to any person within this kingdom having right to hold yearly fairs and weekly markets, conform to the act of parliament in Scotland for holding weekly markets and yearly fairs, of date the 25th day of March in the year 1707: And in like manner all and whole the forty shilling land of old extent of Over Castletown, with parts, pendicles, and pertinents of the same, together with the teinds parsonage and vicarage of the same, with the manor-place, houses, biggings, yards, orchards, and whole pertinents of the same, lying in the parish of Stewartown, bailliary of Cunninghame, and sheriffdom of Ayr, together with the annuity of the teinds of the said lands, which was acquired from the deceased John Earl of Loudon; as also all and whole the five merk land of old extent of Chapelton, the five merk land of old extent of Bolingshaw and Dryriggs, and ten merk land of old extent of Fairleyerivock, with the mills of the same, as well corn as wauk mills, mill-lands, as well property as superiority, multures and sequels of the said corn-mills, with the chapel-lands and glebes of Fairleyerivock, which are all parts and portions of the lands and barony of Bolingshaw, lying within the bailliary of Cunninghame, and sheriffdom of Ayr, with the teinds of all the said lands, houses, biggings, yards, orchards, annexes, connexes, parts, pendicles, and pertinents of the same: *Item*, Instrument of seisin in favour of the claimer in the lands, mills, teinds, and others particularly before described, proceeding upon the foresaid charter of sale, dated the 2d and registered in the general register of seisions at Edinburgh the 6th days of September 1779 years: And which lands, mills, teinds, and others before described, contained in the said charter of sale, and instrument of seisin following thereon, in the claimer's favour, above narrated, are rated in the valuation-books of the said shire (exclusive of the foresaid lands of Bridgehouse, and pertinents thereof), at the sum of L. 400 Scots money and upwards, and were liable to pay cess and other public burdens according to that proportion: Craving it might please the court of freeholders, at their next Michaelmas meeting, or meeting for
T election,

William Cunningham.

election, to appoint the aforesaid lands, parts of the estate of Lainshaw, to be added to the claimer's former qualifications, and to declare that he shall hereafter remain upon the roll in virtue thereof as well as of the said lands of Bridgehouse.

Allowed to remain on the roll.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the claimant entitled to add the aforesaid parts of the estate of Lainshaw to his former qualification, and allow him to remain on the roll as well for these lands as for the lands of Bridgehouse, on which he was formerly inrolled. (Signed) JAMES RITCHIE.

Robert Cathcart, Esq; of Genoch.

There was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Robert Cathcart, Esq; of Genoch, and indorsed by him, for the said Robert Cathcart, upon the 22d of July last, mentioning, that the said Robert Cathcart claimed to be inrolled as a freeholder in the county of Ayr, at the next meeting of the freeholders for the election of a representative to serve in parliament, or Michaelmas Head Court, to be held in this present year 1780, whichever of these meetings shall first take place. John Cathcart, Esq; late of Genoch, now deceased, stood inrolled as a freeholder in the said county, in respect of the five merk land of old extent of Easter Barnell M'Clune, and pertinents, which are retoured to that extent prior to the 16th day of March 1681 years, and wherein the said John Cathcart died last publicly inquest, as immediate vassal of the Crown, as instructed by the following titles: Charter of resignation under the Great Seal of these lands, in favour of Hugh Cathcart of Carleton, dated the 29th day of March 1703 years: Disposition by the said Hugh Cathcart to Robert Cathcart, Esq; of Genoch, and his heirs and assignees, of the said lands, with the aforesaid charter, and with power to obtain inquestment by virtue thereof, dated the 3d day of August 1703 years: Extract of retour of the service of the said John Cathcart, as heir in general to the said Robert his father, whereby he derived right to the said charter, and disposition thereof, exped before the macers of the Court of Session, and duly retoured to the Chancery the 21st day of February 1738: Instrument of seisin in favour of the said John Cathcart, proceeding upon the said charter, conveyance thereof, and general retour, dated the 21st day of November, and recorded in the general register of seisions at Edinburgh the 18th day of December 1738 years. The claimant therefore, as only son and
apparent

apparent heir of the said John Cathcart his father, claimed under that Robert Cathcart character to be inrolled in the said county, in virtue of his predecessors titles to the said five merk land of Easter Barneil M'Clune, before recited, and to be produced to the meeting, together with an extract of the special retour of William Cathcart of Genoch, as heir to his father in these lands, dated the 29th day of August 1677 years, for instructing the old extent thereof.

Which claim, with the writs produced for instructing the same, being considered by the meeting, they find the said Robert Cathcart entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

Thereafter it was moved, That the claim for Mr Andrew Dalziel, professor of Greek in the University of Edinburgh, be next taken up: And accordingly there was produced to the meeting, by John Murdoch, sheriff-clerk depute of Ayrshire, a claim that was presented to him for Mr Andrew Dalziel, professor of Greek in the University of Edinburgh, and indorsed by him, for the said Mr Andrew Dalziel, upon the 1st day of August last, mentioning, That the said Mr Andrew Dalziel claimed to be inrolled upon the roll of freeholders, electors of a member of parliament for the shire of Ayr, as liferenter and in possession of all and whole the thirty shilling land of Alderhalgoch, and all and whole the twenty shilling land of Montecoch, the twenty shilling land of Downan, the twenty shilling land of Nether Craig, the ten shilling land of Over Craig, and the five merk land of Gask, with their pertinents, and with the teinds, as well parsonage as vicarage, and sequels of the same, payable therefore, with the houses, biggings, yards, parts, pendicles, and all and singular the pertinents of the said lands, lying within the parish of Straiton, late bailliary of Carrick, and shire of Ayr; as also the ten shilling land of Mackennethston, with the houses, biggings, yards, parts, pendicles, and pertinents of the same, lying within the late bailliary of Carrick, and shire of Ayr; the two merk land of Colquhounston, of which the lands of Goosedub are a part, with houses, buildings, yards, orchards, and pertinents of the same, and the one merk land of Barmodie, otherwise Dalmodie, with houses, biggings, yards, muirs, marshes, meadows, coals, coal-heughs, pasturages, and all other privileges, pendicles, and pertinents of the said lands, together with the teinds parsonage and vicarage of the same, lying in the parish of Mayboil,

Mr Andrew
Dalziel.

boil, earldom of Carrick, and shire of Ayr; and also of all and whole the four merk land of old extent of Dinmurchie, and twenty shilling land of old extent of Darlail, with houses, buildings, parts, pendicles, and pertinents of the same, lying within the late bailliarie of Carrick, and shire of Ayr; in the liferent of which lands, with the pertinents, the claimant stands infeft, holden of the Crown, conform to a charter of resignation, of these and certain other lands, under the Great Seal, in favour of Sir Adam Fergusson of Kilkerran, Baronet, and his heirs therein mentioned, heritably and irredeemably, bearing date the 3d day of July 1770 years; and conform to a disposition of the thirty shilling land of Aulderaigoch, the twenty shilling land of Montecoch, the twenty shilling land of Downan, the twenty shilling land of Nether Craig, the ten shilling land of Overcraig, the five merk land of Gass, the ten shilling land of Mackennethilton, the two merk land of Colquhounstone, of which the lands of Goosedub are a part, and the one merk land of Barmodie, or Dalmodie, with their pertinents, specially above described, granted by the said Sir Adam Fergusson upon the 9th day of March 1774 years, to and in favour of the claimant, in liferent, containing an assignation to the said charter, and to the precept of feisin therein contained, so far as concerns the lands specially above described; and conform to the instrument of feisin of these lands following upon the said charter, and precept therein contained, and the disposition and assignation foresaid to the claimant, in liferent, bearing date the 9th day of March 1774, and recorded in the particular register of feisins kept at Ayr, for the shire thereof, upon the 12th day of the said month of March, and year foresaid; and to a disposition of the four merk land of old extent of Denmurchie, and twenty shilling land of old extent of Dalae, with their pertinents, specially above described, granted by the said Sir Adam Fergusson, upon the 20th day of September 1779, to and in favour of the claimant, in liferent, containing an assignation to the charter of resignation before mentioned, and to the precept of feisin therein contained, so far as concerns the lands specially above described; and conform to the instrument of feisin of these lands, following upon the said charter, and precept therein contained, and disposition and assignation foresaid to the claimant, in liferent, bearing date the 27th day of September 1779 years, and recorded in the particular register of feisins kept at Ayr, for the shire thereof, upon the 28th day of the said month of

of September, and year foresaid: And the claimant condescended ^{Mr Andrew Dalziel.} and said, that the said lands and farms above claimed upon stand rated in the cess-books of the said shire at the sum of L. 400 Scots money and upwards of valued rent, as would be instructed by proper certificates from the valuation books of the said county, to be produced before the next general meeting of the freeholders of the said county of Ayr.

Which claim, with the writs produced for instructing the same, ^{Inrolled.} being considered by the meeting, they find the said Mr Andrew Dalziel entitled to be inrolled in the roll of freeholders of the county of Ayr, and ordain him to be inrolled accordingly.

(Signed) JAMES RITCHIE.

Thereafter the meeting proceeded to make up the roll of electors for this county; and they now find them to consist of the following gentlemen, viz.

- | | | |
|--|---|--------------------------------|
| <p>Alex. Boswell, Esq; Lord Auchinleck,
Alexander Montgomerie of Coilsfield,
James Whitefoord of Denduff,
Hamilton Blair of that Ilk,
5 Alexander Fairlie of that Ilk,
Archibald Nisbet of Carfinn,
John Dunlop of Dunlop,
Sir William Cunningham of Robertland,
Baronet,
James Muir Campbell of Rowallan,
10 Charles Dalrymple of Orangefield,
Archibald Crawford of Ardmillan,
Robert Kennedy of Pinmore,
Tho. Miller, Esq; Lord Justice Clerk,
William Mackerroll of Hillhouse,
15 John Steel of Corraith,
John Macadam of Craigengillan,
John Hutchison of Munkwood,
Robert Hunter of Hunterstown,
John Hamilton of Bargany,
20 Archibald Stevenson of Montgreenan,
Robert Muir of Blairfoun,
Adam Crawford Newall of Polquhairn,
William Logan of Castlemains,
Sir Adam Ferguson of Kilkerran, Bart.
25 John Campbell of Skerrington,
William Campbell of Fairfield,
William Ferguson of Auchinsoul,
James Macghe of Skeldone,
John Campbell of Wellwood,</p> | <p>30 Neil Snodgrafs of Cunninghamhead,
Hugh Logan of Logan,
William Hunter of Brownhill,
Robert Kennedy of Daljarroch,
George Fullarton of Bartonholm,
35 James Ritchie of Busbie,
John Hamilton of Sundrum,
William Macdowal of Castlesempie,
John Crawford of Auchinames,
Sir John Cathcart of Carleton, Bart.
40 James Cathcart of Carbieston,
John Orr of Barrowfield,
Richard Oswald of Auchincruive,
William Maccreadie of Pearston,
Patrick Boyle of Shewaltoun,
45 William M'Ilwraith of Kirkland,
John Girvan of Auchairn,
John Wallace of Neilstonside,
Charles Ferguson, Esq; merchant in
London,
George Ferguson of Polquhirter,
50 Andrew Stewart, Esq; Remembrancer
in Exchequer,
Alexander Wedderburn of Wedderburn
James Colquhoun younger of Luss,
George Dempster of Dunichen,
David Ferguson, merchant in Ayr,
55 James Crawford, writer to the signet,
Gilbert Macadam of Merkland,
John Kelfoe of Dankelth,</p> | <p>Roll of elec-
tors.</p> |
|--|---|--------------------------------|

- 58 John Brown of Lanfine,
Dr Alexander Stevenson, physician in
Glasgow,
- 60 Primrose Kennedy of Drummillan,
Sir William Augustus Cunningham of
Livingstone, Baronet,
Dr Andrew Hunter, late minister of
Dumfries, now in Edinburgh,
James Hunter of Robertland,
William Macdowall younger of Castle-
semple;
- 65 John Fordyce of Ayton,
William Rewitt of Bellrittero,
George Macree of Pitcon,
Caleb Whitefoord, Esq; wine-merchant
in London,
Patrick Douglas, surgeon in Ayr,
- 70 John Macdermat Fergushill of Bur-
nockston,
Thomas Wallace of Cairnhill,
Alexander Stewart of Afton,
Thomas Brisbane of Brisbane,
The Honourable Andrew Erskine,
- 75 Malcom Rankine of Drumdow,
Robert Barclay of Capelrigg,
John Busbie of Kempleton,
Hugh Kennedy of Bennan,
John Fergusson of Greenvale,
- 80 Mathew Stewart of Lochridge,
John Macmichen of Kilsaintninian,
Hugh Dalrymple of Nunraw,
Thomas Kennedy of Denure,
Sir John Whitefoord of Whitefoord,
Bart.
- 85 Alexander Dunlop of Colellan,
Alexander Ferguson of Craigdarroch,
Dr James Hunter, physician, Edinburgh,
William Fullarton of Rosemount,
The Honourable John Cunningham,
- 90 John Miller of Glenlee,
Sir Thomas Wallace Dunlop of Craigie,
Baronet,
David Macclure of Shaw-wood,
Robert Graham of Gartmore,
Hugh Mitchell of Dornell,
- 95 Andrew Crawford, merchant in London,
William Alexander of Blackhouse,
Boyd Porterfield of Porterfield,
William Cunningham of Lainslaw,
John Chalmer of Kildonnann,
- 100 John Glen of Afslofs,
- 101 James Neill of Shaw,
John Hunter, writer to the signet,
John Walkinshaw Crawford of Craw-
fordland,
Hugh Dalrymple younger of North
Berwick,
- 105 Hugh McIlwraith of Auchinlour,
John Allan of Carfinn,
John Stewart of Dalry,
Hugh Ross of Kerse,
John Campbell of Newfield,
- 110 John Ballantine of Gardrum,
James Bremner, writer in Edinburgh,
George Hepburn, writer in Edinburgh,
William Crawford, in Dalvennan,
John Ruffel junior, clerk to the signet,
- 115 Hugh Campbell of Mayfield,
Quintine Macadam of Grimmett,
Andrew Blane of Blanesfield,
William Mure of Caldwell,
William Fullarton of Fullarton,
- 120 John Schaw Stewart of Greenock,
David Kennedy of Craig,
Charles Macdowall, Esq; advocate,
Christopher Kilby Macadam of Har-
perland,
James Riddell, merchant in Ayr,
- 125 Alexander Macadam in Bennan,
John Macmillan, surgeon in Dalmel-
lington,
Thomas Moffat of Muirbrock,
William Johnston of Roundstonfoot,
Malcom Fleeming of Barrochan,
Dr William Park of Langlands,
- 130 John Rutherford of Eggerton,
Will. Creech, merchant in Edinburgh,
Mr John Robertson, minister of Kil-
marnock;
Alexander Mollison, surgeon in Port
Glasgow,
- 135 James Baird jun. merchant, Glasgow,
Mr Geo. Cupples, minister of Swinton,
Basil Alves, Fort Major of Edinburgh
Castle,
The Hon. Captain James Stewart,
Thomas Brown of Blackside at Gil-
millinacroft,
- 140 The Hon. Patrick Maitland,
Andrew Houston of Jordanhill,
Alexander Napier of Blackstone,
Alexander Baillie of Parbroath,

James

- James Macdowall, merchant, Glasgow, 178 James Dalrymple younger of Orange-
field,
Robert Campbell of Downay, Alexander Renton of Lamerton,
George Menzies, sheriff-substitute of 180 James Wilson junior, merchant in Kil-
Perthshire, marnock,
William Colquhoun, second son of Sir Lieut. Will. Ralston, late of 25th regi-
James Colquhoun of Lufs, ment of foot,
Robert Baillie, merchant in Edinburgh, Hugh Montgomerie, Major in the West
Alexander Inglis of Murdieston, Fencible regiment,
150 Will. Baillie younger of Polkemmitt, William Cunningham of Enterkine,
Thomas Hogg, younger of Newliston, William Crawford of Doonside,
George Houstoun of Johnston, 185 John Anderson, writer to the signet,
John How of Dampton, Alexander Cunningham, second son of
Sir Allan Maclean, Bart. Sir William Cunningham of Robert-
land, Baronet,
155 John Mackerrol, merchant in Paisley, Lieut. Col. John Macdonald of 76th
Will. Haggart, wine merchant, Leith, regiment of foot,
John Montgomery, late of Borland, Capt. Lieut. William Morrison of the
in Grange, West Fencible regiment,
John Lamond of Lamond, Lieut. Murdoch Maclean of the West
James Haddow, General Examiner of Fencible regiment,
Excise, 190 Lieut. John Cameron of the West
160 Bruce Campbell in Millrig, Fencible regiment,
John Wauchope, writer to the signet, Ensign Humphry Graham of the 1st
Cha. Thomson, merchant, Edinburgh, royal regiment of foot,
Colin Campbell of Park, John Cathcart, merchant in Greenock,
John Campbell of Mellford, Mr Hugh Hamilton, minister of Girvan,
165 William Miller of Monkcastle, Archibald Bogle, merchant in Glasgow,
John Patrick of Waterfide, Isaac Grant, writer to the signet,
Vaughan Montgomery of the customs, Benjamin Roebuck, son of Dr John
Dublin, Roebuck of Birmingham, presently
Thomas Montgomery, third son of A- residing at Kinneil,
lexander Montgomery of Coilsfield, John Macdowal, Esq; merchant in
Archibald Macdonald, counsellor at Glasgow,
law, London, John Neilson of Craigcassie,
170 John Graham of Deuchrie, John Forbes, eldest son of John For-
Ja. Campbell, brother of John Camp- bes of Newhall,
bell of Skerrington, 200 Robert Cathcart of Genoch,
William Macully late of Chang, Mr Andrew Dalziel, Professor of Greek
Charles Crookshanks in Bogside, in the university of Edinburgh.

(Signed) JAMES RITCHIE.

Extracted forth of the records of the freeholders of the county of Ayr, upon this and the one hundred and sixty-four preceding pages, by me, sheriff-clerk depute of said county.

(Signed) JOHN MURDOCH.

